

1998

San Bernardino County Sheriff's Department Legislative Update

The San Bernardino County Sheriff's Department Legislative Liaison Unit tracked over 600 bills, which could have had an impact on the profession. The Governor signed 318 bills related to law enforcement. Each of the bills signed was reviewed by department subject matter experts to determine any policy or training needs.

The department sponsored 6 bills this year with 5 being signed by the Governor.

SB 2116	Senator Adam Schiff	Polygraph for sex offenders while on parole or probation. VETO
AB 2355	Assemblyman Olberg	Creates an infraction for blocking an easement. Signed
AB 2372	Assembly Public Safety	Changes the designations of explosives from an Alpha to a numeric based system. Signed
AB 2259	Assemblyman Aguiar	Requires PC 290 registrants to self disclose their status if they will be working with children or have them in their care and control. Signed
AB 1980	Assemblywoman Brewer	Reduces the time Counties have to retain certain records. Clean up legislation from last year AB 820. Signed

There were 2,085 bills introduced. The departments legislative review committee recommended positions on 400 bills.

The 1997-98 Year End Report gives a short description of the legislation and if you want a full text version of a bill you can go to WWW.leginfo.ca.gov to view and print a copy. If you the web site for a full text version be sure that you look at the chaptered version of the bill. The chapter version is the law effective January 1. 1999.

Once again anyone with a legislative idea please submit it to Lt. Paul Curry, Legislative Liaison.

1997-98 Year End Report CHAPTERED BILLS

AB 12 AUTHOR: Davis
 TITLE: Health coverage: obstetricians and gynecologists
 CHAPTER: 22

SUMMARY:

Requires every health care service plan contract or disability insurance policy that covers medical expenses, that is issued, amended, delivered, or renewed on or after January 1, 1999, to allow an enrollee or policyholder the option to seek obstetrical and gynecological physician services directly from an obstetrician and gynecologist or a family practice physician and surgeon, or a participating obstetrician and gynecologist.

STATUS:

04/17/1998 Chaptered by Secretary of State. Chapter No. 22.

AB 17 AUTHOR: Cardoza
 TITLE: Pupil Discipline
 CHAPTER: 527

SUMMARY:

Provides that a school district may count suspensions that Occur in any school district toward the maximum number of days for which a pupil may be suspended from school in any school year.

STATUS:

09/17/1998 Chaptered by Secretary of State. Chapter No. 527.

AB 48 AUTHOR: Wright R
 TITLE: Firearms: SK5 Rifles
 CHAPTER: 909

SUMMARY:

Grants immunity from criminal prosecution to any person, firm, company, or corporation that is subject to prosecution under the assault weapons law, as specified, for conduct related to an SK5 rifle, as defined, committed during a specified period in which there were conflicting administrative designations of that weapon; provides that the designated SK5 rifles are not subject to seizure by law enforcement for violation of the prescribed assault weapons law.

STATUS:

09/28/1998 Chaptered by Secretary of State. Chapter No. 909.

AB 75 AUTHOR: Alby
 TITLE: Crime prevention: fingerprints
 CHAPTER: 452

SUMMARY:

Establishes procedures applicable to situations in which the department determines that the fingerprints submitted by a person, who is required to submit fingerprints or a fingerprint card to the department for a criminal background investigation, are illegible, or the person, for specified reasons, is unable to submit fingerprints.

STATUS:

09/14/1998 Chaptered by Secretary of State. Chapter No. 452.

AB 92 AUTHOR: Cardoza
 TITLE: Courts: Security Services
 CHAPTER: 764

SUMMARY:

Requires the trial courts to such a county, commencing July 1, 1999, and thereafter, to enter into an agreement with the sheriff's department that was providing court security services as of July 1, 1998, regarding the provision of court security services, thereby imposing a state-mandated local program.

STATUS:

09/23/1998 Chaptered by Secretary of State. Chapter No. 764.

AB 105 AUTHOR: Wayne
 TITLE: Crimes
 CHAPTER: 936

SUMMARY:

Makes provisions involving prohibited acts of assault or battery applicable irrespective of whether the person is actually engaged in the functions described above. Relates to existing law, "fireman" or "firefighter," as used in specified provisions involving prohibited acts of assault or battery, includes any person who is an officer, employee, or member of a fire department or fire protection or firefighting agency of specified governmental entities while he or she is engaged in firefighting.

STATUS:

09/28/1998 Signed by GOVERNOR.

09/28/1998 Chaptered by Secretary of State. Chapter No. 936.

AB 123 AUTHOR: Wildman
 TITLE: Respiratory Care Practitioners
 CHAPTER: 553

SUMMARY:

Provides that the Respiratory Care Board, or practitioners, investigators, or enforcement staff appointed by the board, may make inspections of hospitals and other facilities providing respiratory care or patient records with respect to respiratory care, and may additionally inspect or require reports concerning the employment of staff providing respiratory care, treatment, or services.

STATUS:

09/18/1998 Chaptered by Secretary of State. Chapter No. 553.

AB 126 AUTHOR: Papan
 TITLE: Criminal procedure:testimony: witnesses
 CHAPTER: 97

SUMMARY:

Relates to existing law which authorizes the videotaping of testimony of a victim of specified sex crimes under specified conditions. Authorizes these procedures to be employed in criminal proceedings in which other described serious crimes are involved; requires Judicial Council to report to the Legislature, no later than 2 years after the enactment of its provisions, on the frequency of the use and effectiveness of admitting the videotape of testimony, as specified.

STATUS:

07/06/1998 Chaptered by Secretary of State. Chapter No. 97.

AB 131 AUTHOR: Ortiz
 TITLE: Food stamps: Fraud: Penalties
 CHAPTER: 903

SUMMARY:

Provides that if a violation of provisions relating to food stamps is committed by means of an electronic transfer of benefits, that, depending on the amount of the benefits involved, a court shall impose additional terms in state prison only if the defendant has not been punished by an additional term of imprisonment under another provision of law for a violation of these provisions.

STATUS:

09/28/1998 Chaptered by Secretary of State. Chapter No. 903.

AB 135 AUTHOR: Hertzberg
 TITLE: Trespass: Illegal Signs: Evidence
 CHAPTER: 192

SUMMARY:
Permits, information, such as the name, telephone number, address, or other identifying information of a person or entity, as specified, that appears on any sign, picture, transparency, advertisement, or mechanical device to be used as evidence to establish the fact, and to create an inference, that the person or entity identified is responsible for the posting of the sign, picture, transparency, advertisement, or mechanical device, for purposes of trespass provisions.

STATUS:
07/21/1998 Chaptered by Secretary of State. Chapter No. 192.

AB 164 AUTHOR: Knox
 TITLE: Incitement to riot: correctional facilities
 CHAPTER: 558

SUMMARY:
Provides that every person who incites any riot in the state prison or a county jail that results in serious bodily injury, shall be punished by either imprisonment in a county jail for not more than one year, or imprisonment in the state prison. Increases the penalty for an existing crime, thereby creating a state-mandated local program.

STATUS:
09/18/1998 Chaptered by Secretary of State. Chapter No. 558.

AB 190 AUTHOR: Napolitano
 TITLE: Fraud: statute of limitation
 CHAPTER: 944

SUMMARY:
Provides that the applicable statute of limitations on fraud does not begin to run until the crime is discovered with reference to crimes that involve the commission of theft or embezzlement upon an elder or dependent adult. Provides that, with regard to crimes associated with elder abuse and neglect, prosecutions for offenses not involving theft or embezzlement may be brought at any time within 5 years of the admission of the offense.

STATUS:
09/29/1998 Chaptered by Secretary of State. Chapter No. 944.

AB 191 AUTHOR: Napolitano
 TITLE: School Facilities
 CHAPTER: 941

SUMMARY:

Permits, notwithstanding any other provision of law to the contrary, a school district that has, within the previous 24-month period, constructed or otherwise acquired school facilities with 100% local funding, as defined, to apply for funding under the Greene Act for the construction of a gymnasium or multipurpose room; requires the project to be accorded the funding priority status of a project for which funding is requested for only 50% of the cost.

STATUS:

09/29/1998 Chaptered by Secretary of State. Chapter No. 941.

AB 218 AUTHOR: Takasugi
 TITLE: Vehicles: salvage certificates
 CHAPTER: 453

SUMMARY:

Requires, effective on a date selected by the Director of Motor Vehicles, but not later than January 1, 2000, a salvage certificate, except as specified, to include a statement that the seller and any subsequent sellers are required to disclose to the purchaser at, or prior to, the time of sale that the vehicle has been declared a total loss salvage vehicle.

STATUS:

09/14/1998 Chaptered by Secretary of State. Chapter No. 453.

AB 231 AUTHOR: Honda
 TITLE: Counterfeit Of A Mark: Punishment
 CHAPTER: 454

SUMMARY:

Relates to existing law relative to the counterfeiting of any mark registered with the Secretary of State or the U.S. Patent and Trademark Office. Deletes elements of consent and willful manufacture from the offense and modifies the element of knowing possession for sale by deleting the element of consent from the offense and modifies the element of knowing possession for sale by deleting reference to "at the point of sale."

STATUS:

09/14/1998 Chaptered by Secretary of State. Chapter No. 454.

AB 247 AUTHOR: Scott
 TITLE: Peace Officers: Warrantless Arrests
 CHAPTER: 224

SUMMARY:

Authorizes a peace officer to make a warrantless arrest for the offense of carrying a concealed firearm whenever the officer has reasonable cause to believe that the person has committed the offense, the offense occurred within an airport in an area to which access is controlled by the inspection of persons and property, and the officer makes the arrest as soon as reasonable cause arises to believe that the person to be arrested has committed the offense.

STATUS:

08/04/1998 Chaptered by Secretary of State. Chapter No. 224.

AB 271 AUTHOR: Villaraigosa
 TITLE: Correctional peace officers standards and training
 CHAPTER: 762

SUMMARY:

Requires a management review audit of each warden or superintendent who has held that position for more than 4 years; requires the audit to include issues relating to personnel, training, investigations, and financial matters; authorizes any legislator to request and receive a copy of any audit report.

STATUS:

09/23/1998 Chaptered by Secretary of State. Chapter No. 762.

AB 302 AUTHOR: Runner
 TITLE: Mental Health: Disclosure of Records
 CHAPTER: 148

SUMMARY:

Requires disclosure of information of developmentally disabled persons and persons receiving certain mental health services to a law enforcement officer who is attempting to locate a person and who personally lodges with a licensed inpatient mental health care facility a warrant of arrest or an abstract of such a warrant showing that the person sought is wanted for a violent or serious felony, as defined.

STATUS:

07/13/1998 Signed by GOVERNOR.

07/13/1998 Chaptered by Secretary of State. Chapter No. 148.

AB 322 AUTHOR: Baca
 TITLE: Regional Occupational Centers And Programs
 CHAPTER: 149

SUMMARY:

Provides the superintendent is required to use the average daily attendance reported for the second principal apportionment of the prior year; declares the intent of the Legislature that each ROC/P use its share of funded growth average daily attendance to serve pupils in grades 9 to 12, inclusive, unless a determination is made that the needs of pupils in grades 9 to 12, inclusive have been met.

STATUS:

07/17/1998 Signed by GOVERNOR.
07/17/1998 Chaptered by Secretary of State. Chapter No. 149.

AB 346 AUTHOR: Cunneen
 TITLE: Intermodal Roadability Inspections
 CHAPTER: 340

SUMMARY:

Reenacts provisions of the Vehicle code which authorize an ocean marine terminal that receives and dispatches intermodal chassis, as defined, to conduct an intermodal roadability inspection program, as described, in lieu of existing law which requires every operator of certain types of vehicles to cause the vehicle to be inspected at least every 90 days, or more often to ensure safe operations.

STATUS:

08/24/1998 Chaptered by Secretary of State. Chapter No. 340.

AB 357 AUTHOR: Havice
 TITLE: Serious Felonies
 CHAPTER: 754

SUMMARY:

Relates to existing law which prohibits plea bargaining in any case in which the indictment or information charges any serious felony, including assault with intent to commit rape or robbery and exploding a destructive device or explosive causing great bodily harm and mayhem. Revises these 3 offenses to include additional elements and the following offenses, as defined, for purposes of this prohibition

STATUS:

09/23/1998 Chaptered by Secretary of State. Chapter No. 754.

AB 417 AUTHOR: Davis
 TITLE: Newspapers: unauthorized insertions
 CHAPTER: 592

SUMMARY:

Prohibits as a misdemeanor, the attachment or insertion of any unauthorized advertisement, as defined, into, and the actual or intended redistribution of, a newspaper that is offered for retail sale or distribution without charge, except with the consent of the publisher or authorized distributor; prohibits as a misdemeanor acting in concert with another to distribute newspapers with unauthorized advertisements, in violation of this provision.

STATUS:

09/21/1998 Chaptered by Secretary of State. Chapter No. 592.

AB 487 AUTHOR: Leach
 TITLE: California Public Records Act: unlisted numbers
 CHAPTER: 13

SUMMARY:

Provides that unlisted or unpublished access numbers shall not be subject to disclosure pursuant to the California Public Records Act.

STATUS:

04/07/1998 Chaptered by Secretary of State. Chapter No. 13.

AB 518 AUTHOR: Brown
 TITLE: Gaming Clubs
 CHAPTER: 423

SUMMARY:

Relates to the Gambling Control Act; makes technical, nonsubstantive changes to those findings and declarations; expands the definition of "controlled game" to include any game of chance, including a gambling device, that is played for currency, check, credit, or any other thing of value, and that is not prohibited and made unlawful by statute or local ordinance.

STATUS:

09/01/1998 Chaptered by Secretary of State. Chapter No. 423.

AB 531 AUTHOR: Knox
 TITLE: Home Detention: Escape
 CHAPTER: 258

SUMMARY:

Makes it a crime for any person convicted of a felony and placed in a home detention program, to escape from home detention. Clarifies that the failure to return to confinement subsequent to an authorized temporary release is an escape, s subject to the above penalties. Imposes a state-mandated local program.

STATUS:

08/04/1998 Chaptered by Secretary of State. Chapter No. 258.

AB 535 AUTHOR: Brown
 TITLE: Victims of crime
 CHAPTER: 697

SUMMARY:

Authorizes the State Board of Control to provide assistance to victims of crime and derivative victims of crime for the pecuniary losses they suffer as a direct result of criminal acts. States this assistance is paid from the Restitution Fund, a continuously appropriated fund. Requires that an application for assistance be filed within one year after the date of the crime or the victim attaining the age of 18 years, whichever is later.

STATUS:

09/22/1998 Chaptered by Secretary of State. Chapter No. 697.

AB 570 AUTHOR: Battin
 TITLE: Prison construction
 CHAPTER: 593

SUMMARY:

Deletes existing responsibilities related to the master plan for renovations for prison construction and standards; specifies that mitigation funding will be distributed to local agencies related to costs incurred as a result of new permanent prison housing facilities, the activation of temporary beds as part of the Emergency Bed Program authorized by the Budget Acts of 1995 and 1996, as well as other expansion projects of the department.

STATUS:

09/21/1998 Chaptered by Secretary of State. Chapter No. 593.

AB 583 AUTHOR: Davis
 TITLE: Residential Real Property: Trespass: Rent Skimming
 CHAPTER: 193

SUMMARY:

Defines "rent skimming" for purposes of this provision to include receiving rental income from the rental of residential real property without the consent of the property owner or his or her agent, as specified. Provides that claiming ownership or claiming or taking possession of, or causing another to enter or remain in, a residential dwelling for the purpose of renting or leasing the dwelling to another without the owner's consent is a misdemeanor.

STATUS:

07/21/1998 Chaptered by Secretary of State. Chapter No. 193.

AB 635 AUTHOR: Oller
 TITLE: Testimony: closed-circuit television
 CHAPTER: 356

SUMMARY:

Authorizes the County of Placer to establish a 3-year pilot project permitting a court in that county to allow its peace officers to testify upon application by a law enforcement agency and to allow specified defendants to testify or appear for arraignment via closed-circuit television. Requires the presiding judge of the superior court of Placer County to evaluate the pilot project.

STATUS:

08/24/1998 Signed by GOVERNOR.

08/24/1998 Chaptered by Secretary of State. Chapter No. 356.

AB 645 AUTHOR: Escutia
 TITLE: Victims of Crime: Unlawful Sexual Intercourse
 CHAPTER: 895

SUMMARY:

Adds vehicular manslaughter, as specified, to the list of offenses that constitute an exception to the exemption for acts involving the operation of motor vehicles and water vehicles, thereby making these 2 offenses crimes for purposes of restitution.

STATUS:

09/28/1998 Chaptered by Secretary of State. Chapter No. 895.

AB 726 AUTHOR: Baugh
 TITLE: Sexually oriented businesses: local regulation
 CHAPTER: 294

SUMMARY:
Provides that nothing in the Penal Code shall invalidate an ordinance of, or be construed to prohibit the adoption of an ordinance by, a city or county, if that ordinance prohibits the presentation of live, nude performances at any adult or sexually oriented business, as defined.

STATUS:
08/17/1998 Signed by GOVERNOR.
08/17/1998 Chaptered by Secretary of State. Chapter No. 294.

AB 734 AUTHOR: Brown
 TITLE: Tobacco: STAKE Act
 CHAPTER: 648

SUMMARY:
Provides that all civil penalties collected, regardless of fiscal year, up to a maximum of \$300,000 annually, shall be deposited in the Sale of Tobacco to Minors Control Account; requires the State Board of Equalization to transmit the revenue derived from one-half mill of the current tobacco excise tax, but in no case less than \$8,000,000 annually, to the Sale of Tobacco to Minors Control Account for field enforcement of these provisions.

STATUS:
09/21/1998 Chaptered by Secretary of State. Chapter No. 648.

AB 743 AUTHOR: Washington
 TITLE: Parole and probation: 12th grade education
 CHAPTER: 498

SUMMARY:
Requires any adult who has been convicted of a nonviolent or nonserious offense to participate in a program designed to assist the person in obtaining the equivalent of a 12th grade education as a condition of parole or probation; authorizes the court to require a probationer to participate in a literary or General Education Development program.

STATUS:
09/15/1998 Signed by GOVERNOR.
09/15/1998 Chaptered by Secretary of State. Chapter No. 498.

AB 762 AUTHOR: Torlakson
 TITLE: Vehicles: Ignition interlock devices
 CHAPTER: 756

SUMMARY:

Requires the Department of Motor Vehicles to suspend, rather than suspend or revoke, the privilege; deletes the requirement that the department inform the court; deletes the program reinstatement and opportunity to avoid the suspension procedure; deletes procedures regarding failure to consent to a chemical testing.

STATUS:

09/23/1998 Chaptered by Secretary of State. Chapter No. 756.

AB 786 AUTHOR: Machado
 TITLE: State seal
 CHAPTER: 133

SUMMARY:

Authorizes the California Sesquicentennial Commission to enter into an agreement to use the Great Seal of the State for officially sanctioned products of the California Sesquicentennial celebration.

STATUS:

07/13/1998 Chaptered by Secretary of State. Chapter No. 133.

AB 789 AUTHOR: Cardenas
 TITLE: Health Care Personnel: Criminal Record Clearances
 CHAPTER: 716

SUMMARY:

Requires the State Department of Health Services to notify the licensee and applicant of any criminal convictions within 5 working days of receipt of the criminal record or information from the Department of Justice; authorizes the department to request and maintain employment information for nurse assistants, direct care staff of certain care facilities, and home health aides.

STATUS:

09/22/1998 Chaptered by Secretary of State. Chapter No. 716.

AB 796 AUTHOR: Havice
 TITLE: Sex Offenders: Notification
 CHAPTER: 927

SUMMARY:

Provides that any child care custodian, or any employee of a private or public educational institution or day care facility who receives information from a designated law enforcement entity may disclose that information in the manner and the extent authorized by the law enforcement entity; immunizes from civil liability any public or private educational institution, day care facility, employee thereof, or any child care custodian who in good faith so disseminates the information.

STATUS:

09/28/1998 Signed by GOVERNOR.
09/28/1998 Chaptered by Secretary of State. Chapter No. 927.

AB 880 AUTHOR: Hertzberg
 TITLE: Elder Abuse
 CHAPTER: 934

SUMMARY:

Imposes the same punishment, as defined, on any person who is not a caretaker who commits theft or embezzlement with respect to the property of an elder or dependent adult, if the person knows or reasonably should know that the victim is an elder or dependent adult.

STATUS:

09/28/1998 Signed by GOVERNOR.
09/28/1998 Chaptered by Secretary of State. Chapter No. 934.

AB 903 AUTHOR: Miller
 TITLE: Crime: Fraudulent Solicitation
 CHAPTER: 166

SUMMARY:

Relates to existing law which makes it a misdemeanor to fraudulently solicit money or property for charitable or religious purposes. Makes this crime, punishable by imprisonment in a county jail for not more than one year, by a fine not exceeding a specified amount, or by both that imprisonment and fine.

STATUS:

07/20/1998 Chaptered by Secretary of State. Chapter No. 166.

AB 911 AUTHOR: Knox
 TITLE: Electric Utility and Telephone Service Suppliers
 CHAPTER: 649

SUMMARY:

Authorizes the State Board of Equalization to require any person subject to the Energy Resources Surcharge Law or the Emergency Telephone Users Surcharge Law, except as provided to place security for the collected surcharges with the board. The board may determine the amount of the security, not to exceed twice the estimated average quarterly liability for that industry, or for the telephone industry, three times the estimated average monthly liability.

STATUS:

09/21/1998 Chaptered by Secretary of State. Chapter No. 649.

AB 976 AUTHOR: Papan
 TITLE: Financial Crimes: Records
 CHAPTER: 757

SUMMARY:

Excepts from the confidentiality provisions of the act the dissemination of financial information and records pursuant to an order by a judge upon a written ex parte application by a peace officer showing specific and articulable facts that there are reasonable grounds to believe that the records or information sought are those of the subject of, and are relevant and material to, an ongoing felony money laundering, fraud, or embezzlement investigation.

STATUS:

09/23/1998 Chaptered by Secretary of State. Chapter No. 757.

AB 986 AUTHOR: Migden
 TITLE: Department of Corrections: Disabled Inmates
 CHAPTER: 28

SUMMARY:

Appropriates a specified amount to the Department of Corrections from the General Fund to fund the statewide Disability Placement Program and facility modifications for the purpose of providing accessibility for disabled inmates.

STATUS:

04/29/1998 Signed by GOVERNOR.

04/29/1998 Chaptered by Secretary of State. Chapter No. 28.

AB 1016 AUTHOR: Hertzberg
 TITLE: Peace officers: personnel files
 CHAPTER: 25

SUMMARY:

Provides that complaints against peace officers that are determined to be unfounded or exonerated shall not be maintained in that officer's general personnel file, but these complaints and any reports or findings relating to these complaints shall be retained in other files that shall be deemed personnel records for purposes of the California Public Records Act, and accessible to management of the peace officer's employing agency.

STATUS:

04/29/1998 Enrolled. *****To GOVERNOR.
04/29/1998 Signed by GOVERNOR.
04/29/1998 Chaptered by Secretary of State. Chapter No. 25.

AB 1077 AUTHOR: Cardoza
 TITLE: Crime Victims: Criminal Procedures
 CHAPTER: 669

SUMMARY:

Authorizes, until January 1, 2001, the use of closed-circuit television when the minor's testimony will involve a recitation of the facts of the minor being the victim of a violent felony; requires the Judicial Council to prepare and submit to the Legislature, on or before December 31, 2000, a report on the frequency of use and effectiveness of closed-circuit testimony.

STATUS:

09/21/1998 Chaptered by Secretary of State. Chapter No. 669.

AB 1078 AUTHOR: Cardoza
 TITLE: Sex offenders: registration
 CHAPTER: 930

SUMMARY:

Relates to existing law which authorizes a law enforcement agency to provide certain information about a registered sex offender that the agency deems relevant and necessary to protect the public, to specified persons, agencies, or organizations the offender is likely to encounter. Provides that a law enforcement agency may authorize persons and entities who receive the information to disclose the information to additional parties only as specified.

STATUS:

09/28/1998 Signed by GOVERNOR.
09/28/1998 Chaptered by Secretary of State. Chapter No. 930.

AB 1115 AUTHOR: Knox
 TITLE: Sexual Assault: Victim's Support
 CHAPTER: 456

SUMMARY:

Relates to existing law requiring law enforcement officers to immediately notify the local rape victim counseling center whenever a victim of an alleged violation of specified sex offenses is transported to the hospital, as specified; requires the notice of the examination to be furnished by the medical provider, whether or not attending, and would authorize the exclusion of a support person from a medical evidentiary or physical examination under specified criteria.

STATUS:

09/14/1998 Chaptered by Secretary of State. Chapter No. 456.

AB 1166 AUTHOR: House
 TITLE: Public Employees: Retirement
 CHAPTER: 678

SUMMARY:

Prescribes standards for purposes of determining full time for specified adult education and community college positions for purposes of calculating benefits. Requires any public agency applying to participate in the Public Employees' Retirement System on and after January 1, 1999, to submit a specified opinion from the United States Department of Labor. Clarifies certain termination provisions.

STATUS:

09/22/1998 Chaptered by Secretary of State. Chapter No. 678.

AB 1201 AUTHOR: Murray
 TITLE: Domestic violence
 CHAPTER: 698

SUMMARY:

Expands the group of victims entitled to receive the Victims of Domestic Violence card to include victims of an alleged battery or corporal injury on a domestic partner. Expands the list of victims that must be furnished the domestic violence card to include victims of battery or corporal injury on a spouse or domestic partner; requires that the card include the additional statement that battery and corporal injury on a spouse or domestic partner is a crime.

STATUS:

09/22/1998 Chaptered by Secretary of State. Chapter No. 698.

AB 1204 AUTHOR: Keeley
 TITLE: Alcoholic Beverages: Minors
 CHAPTER: 441

SUMMARY:

Imposes a state-mandated program by making a violation of Alcoholic Beverage Control Act a misdemeanor, punishable as specified, if, after defendant purchases an alcoholic beverage for a minor, the minor consumes the alcohol, and thereby proximately causes great bodily injury or death to himself, herself, or any other person.

STATUS:

09/14/1998 Chaptered by Secretary of State. Chapter No. 441.

AB 1211 AUTHOR: Committee on Public Safety
 TITLE: Peace officers
 CHAPTER: 66

SUMMARY:

Requires each police chief, or any other person in charge of a local law enforcement agency appointed on or after January 1, 1999, as a condition of continued employment, to complete a course of training prescribed by the Commission on Peace Officer Standards and Training within 2 years of appointment.

STATUS:

06/18/1998 Chaptered by Secretary of State. Chapter No. 66.

AB 1225 AUTHOR: Granlund
 TITLE: Health: Sudden Infant Death Syndrome
 CHAPTER: 457

SUMMARY:

Relates to existing law that requires a coroner to perform an autopsy in any case where an infant has died suddenly and unexpectedly; revises this exception to provide, instead, that an autopsy may be performed at the discretion of the coroner if the attending physician desires to certify that the cause of death is sudden infant death syndrome..

STATUS:

09/14/1998 Chaptered by Secretary of State. Chapter No. 457.

AB 1290 AUTHOR: Havice
 TITLE: Kidnapping
 CHAPTER: 925

SUMMARY:

Declares the Legislature's intent that the above provision relating to the increased punishment for kidnapping a child under the age of 14 years, is a distinct crime rather than a penalty enhancement; establishes a penalty enhancement for the crime of simple kidnapping, not a separate offense, and would make conforming changes.

STATUS:

09/28/1998 Signed by GOVERNOR.
09/28/1998 Chaptered by Secretary of State. Chapter No. 925.

AB 1329 AUTHOR: Papan
 TITLE: Vehicles: Impound/Storage/Release of: Costs
 CHAPTER: 169

SUMMARY:

Prohibits any charge for those administrative costs relating to the removal, impound, storage, or release of the properly impounded vehicles, from being imposed for any hearing or appeal relating to the removal, impound, storage, or release of a vehicle unless that hearing or appeal was requested in writing by the registered owner of the vehicle or an agent of that registered or legal owner.

STATUS:

07/20/1998 Chaptered by Secretary of State. Chapter No. 169.

AB 1331 AUTHOR: Alquist
 TITLE: Mathematics Education
 CHAPTER: 315

SUMMARY:

Requires the State Department of Education to administer a program of grants to school districts and county superintendents of schools for in-service training of teachers of mathematics who teach pupils enrolled in grades 4 to 12, inclusive. Requires the State Board of Education to develop a list of contract providers of in-service training in mathematics instruction that have been approved by the board.

STATUS:

08/19/1998 Signed by GOVERNOR.
08/19/1998 Chaptered by Secretary of State. Chapter No. 315.

AB 1332 AUTHOR: Murray
 TITLE: DNA and Forensic Identification Data Base
 CHAPTER: 696

SUMMARY:

Provides that any person who is required to register as a sex offender, for committing any specified felony offense, or who is convicted of, or pleads guilty or no contest to, specified sex offenses, murder or attempted murder, voluntary manslaughter, spousal abuse, a felony offense of assault or battery, or kidnapping, shall provide 2 specimens of blood, a saliva sample, right thumb prints, and a full palm print impression of each hand for law enforcement.

STATUS:

09/22/1998 Chaptered by Secretary of State. Chapter No. 696.

AB 1374 AUTHOR: Hertzberg
 TITLE: State Bar
 CHAPTER: 798

SUMMARY:

Relates to existing law that requires the Board of Governors of the State Bar to establish and maintain a system for arbitration of fee disputes between attorneys and their clients, and provides that the parties may agree in writing to be bound by the award of the arbitrators at any time after the dispute has arisen. Makes a clarifying change to that provision regarding the arbitrators appointed to conduct the arbitration.

STATUS:

09/24/1998 Chaptered by Secretary of State. Chapter No. 798.

AB 1382 AUTHOR: Olberg
 TITLE: Vehicles: crimes: penalties
 CHAPTER: 256

SUMMARY:

Increases the term of imprisonment in the state prison to 3, 4 or 5 years the felony of willfully fleeing or attempting to elude a pursuing peace officer and approximately causing serious bodily injury or death to any person.

STATUS:

08/04/1998 Chaptered by Secretary of State. Chapter No. 256.

AB 1384 AUTHOR: Havice
 TITLE: Controlled substances: abatement
 CHAPTER: 613

SUMMARY:

Authorizes a city attorney or city prosecutor to file an action for unlawful detainer against any person who is guilty of unlawful detainer by engaging in unlawful activities relating to controlled substances, subject to the procedural requirements contained in those provisions as well as additional procedural requirements prescribed in this bill wherein the court is authorized to issue a partial eviction. Includes specified criteria to measure the success of the program.

STATUS:

09/21/1998 Chaptered by Secretary of State. Chapter No. 613.

AB 1386 AUTHOR: Goldsmith
 TITLE: Punishment: Vandalism
 CHAPTER: 853

SUMMARY:

Increases the penalty if the amount of defacement damage, or destruction is less than \$400 and the defendant has been previously convicted of vandalism or affixing inscribed material, as specified. States in that case the crime of vandalism would be punishable by imprisonment in a county jail for not more than one year, or by a fine of not more than \$5,000, or by both.

STATUS:

09/25/1998 Chaptered by Secretary of State. Chapter No. 853.

AB 1389 AUTHOR: Perata
 TITLE: Vehicles: Department of Motor Vehicles: Records
 CHAPTER: 458

SUMMARY:

Requires, in addition, the home address of the surviving spouse or child of a peace officer, as defined, if the peace officer died in the line of duty, to be withheld from public inspection for 3 years following the death of the peace officer.

STATUS:

09/14/1998 Chaptered by Secretary of State. Chapter No. 458.

AB 1392 AUTHOR: Scott
 TITLE: School employees
 CHAPTER: 594

SUMMARY:

Prohibits a person, firm, association, partnership or corporation offering or conducting private school instruction on the elementary or high school level from employing a person who would be prohibited from employment by a public school district by the provisions of the Education Code because of his or her conviction for any crime.

STATUS:

09/21/1998 Chaptered by Secretary of State. Chapter No. 594.

AB 1450 AUTHOR: Shelley
 TITLE: Civil rights: vandalism
 CHAPTER: 850

SUMMARY:

Makes the offense of knowingly defacing, damaging, or destroying real or personal property of any other person for purpose of intimidating or interfering with free exercise of enjoyment of any right or privilege secured to other person by law, because of other person's race, color, religion, ancestry, national origin, disability, gender, or sexual orientation, punishable as a misdemeanor or a felony.

STATUS:

09/25/1998 Chaptered by Secretary of State. Chapter No. 850.

AB 1514 AUTHOR: Goldsmith
 TITLE: Fire Protection Districts
 CHAPTER: 17

SUMMARY:

Extends the authorization of fire protection districts to enter into mutual aid agreements with any federal or state agency, any city, county, city and county, or special district, to also authorize entering into mutual aid agreements with any federally recognized Indian tribe.

STATUS:

04/14/1998 Signed by GOVERNOR.

04/14/1998 Chaptered by Secretary of State. Chapter No. 17.

AB 1531 AUTHOR: Shelley
 TITLE: Domestic Violence: CLETS Telecommunications System
 CHAPTER: 187

SUMMARY:

Requires counties to develop a system for the electronic transmission of specified data relating to civil and criminal domestic violence protective orders and injunctions through the Department of Justice California Law Enforcement Telecommunications System (CLETS); specifically requires that a court or its designee transmit specified data within one business day upon issuance of any criminal court protective order, and makes conforming changes.

STATUS:

07/20/1998 Chaptered by Secretary of State. Chapter No. 187.

AB 1625 AUTHOR: Richter
 TITLE: Fish and Games: Penalties
 CHAPTER: 431

SUMMARY:

Makes it a crime to attempt to place, plant, or cause to be placed or planted, in any of the waters of this state, any live fish, any fresh or salt water animal, or any aquatic plant, without first obtaining written permission from the Department of Fish and Game. Imposes a fine of up to \$20,000 and authorizes imprisonment in the county jail for not more than 6 months for each violation. Provides for revocation of the defendant's state fishing privileges for five years.

STATUS:

09/14/1998 Chaptered by Secretary of State. Chapter No. 431.

AB 1629 AUTHOR: Miller
 TITLE: Advertising: telephonic sellers: electronic mail
 CHAPTER: 863

SUMMARY:

Adds to those persons exempt from the definition of telephonic sellers certain nonprofit corporations that have been exempt from taxation under a specified provision of the Revenue and Taxation Code for a minimum of 10 years, that have maintained their principal purpose for a minimum of 10 years, and that have been incorporated in the state for a minimum of 25 years.

STATUS:

09/28/1998 Chaptered by Secretary of State. Chapter No. 863.

AB 1634 AUTHOR: Ortiz
 TITLE: Paratransit Vehicles
 CHAPTER: 241

SUMMARY:

Defines a "paratransit vehicle" for purposes of the Vehicle Code as a passenger vehicle, other than a bus, school bus, school pupil activity bus, youth bus, general public paratransit vehicle, or taxi cab that is operated for hire by a business, nonprofit organization, the state, or a political subdivision of the state and is regularly used to provide transportation services to handicapped persons, as defined, persons with a developmental disability, as defined.

STATUS:

08/04/1998 Chaptered by Secretary of State. Chapter No. 241.

AB 1640 AUTHOR: Migden
 TITLE: Public Employees: Retirement Benefits
 CHAPTER: 296

SUMMARY:

Relates to the Public Employees' Retirement Law providing a specified amounts lump-sum death benefit payment to the estate of a retired school member and a specified amounts lump-sum death benefit payment to the estate of a retired state member. Authorizes contracting agencies and school employers to elect to provide a specified amount lump-sum death benefit for their retired employees and would make related changes in other provisions.

STATUS:

08/17/1998 Signed by GOVERNOR.

08/17/1998 Chaptered by Secretary of State. Chapter No. 296.

AB 1645 AUTHOR: Torlakson
 TITLE: Children
 CHAPTER: 131

SUMMARY:

Relates to children; requires the court to state its reasons in writing or on the record when granting physical or legal custody or unsupervised visitation.

STATUS:

07/10/1998 Chaptered by Secretary of State. Chapter No. 131.

AB 1646 AUTHOR: Battin
 TITLE: Parole
 CHAPTER: 96

SUMMARY:

Relates to parole of convicted sex offender; prohibits the placement of an inmate who is released on parole for a conviction of any lewd or lascivious act with a child under 14 years of age or continuous sexual abuse of a child within one-quarter mile of any school including any or all grades kindergarten to 6, inclusive.

STATUS:

07/06/1998 Chaptered by Secretary of State. Chapter No. 96.

AB 1651 AUTHOR: Ortiz
 TITLE: Childhood Sexual Abuse: Time of Commencing Action
 CHAPTER: 1032

SUMMARY:

Relates to recovery of damages suffered as a result of childhood sexual abuse. Delineates the actions based upon childhood sexual abuse to which these provisions are applicable, and provides that certain of those actions may not be commenced on or after the plaintiff's 26th birthday.

STATUS:

09/30/1998 Signed by GOVERNOR.

09/30/1998 Chaptered by Secretary of State. Chapter No. 1032.

AB 1655 AUTHOR: Wright R
 TITLE: Corrections: Prisoner Detention
 CHAPTER: 767

SUMMARY:

Requires the county sheriff to deliver to the warden Confidential Medical/Mental Health Information Transfer Form indicating that the defendant is medically capable of being transported; requires the Department of Corrections to reimburse counties for county jail detention costs when the detention results from a sentence imposing a term in the state prison.

STATUS:

09/23/1998 Chaptered by Secretary of State. Chapter No. 767.

AB 1676 AUTHOR: Bowen
 TITLE: Advertising:Electronic Mail
 CHAPTER: 865

SUMMARY:

Expands a prohibition against a person conducting business in this state from faxing unsolicited advertising material to include the transmission of unsolicited advertising by electronic mail, and would make several related changes; becomes inoperative if federal law on this subject is enacted.

STATUS:

09/28/1998 Chaptered by Secretary of State. Chapter No. 865.

AB 1681 AUTHOR: Sweeney
 TITLE: Suspect Identification System: Digital Image
 CHAPTER: 72

SUMMARY:

Authorizes the board of supervisors of any county to establish funding for suspect booking identification facilities, including but not limited to, digital photographic equipment used to identify persons who are booked as a result of having been arrested or charged with a crime.

STATUS:

06/25/1998 Signed by GOVERNOR.

06/25/1998 Chaptered by Secretary of State. Chapter No. 72.

AB 1692 AUTHOR: Bowen
 TITLE: Criminal Procedure: Closed-Circuit Testimony
 CHAPTER: 670

SUMMARY:

Makes criminal proceeding procedures applicable to the Testimony of a minor child 13 years of age or younger; provides for closed circuit testimony.

STATUS:

09/21/1998 Chaptered by Secretary of State. Chapter No. 670.

AB 1693 AUTHOR: Sweeney
 TITLE: Punishment: Enhancements
 CHAPTER: 119

SUMMARY:

Requires that the allegation be pleaded in the information or indictment of the primary offense if a conviction has already occurred in the secondary offense and would specify that the allegation need not be proved at the grand jury hearing with respect to either offense; requires that the time a person is released from custody on bail include the period of time between the pronouncement of judgment and the time when the defendant actually surrenders.

STATUS:

07/10/1998 Chaptered by Secretary of State. Chapter No. 119.

AB 1695 AUTHOR: Knox
 TITLE: Crimes: Supervisions of a Prostitute
 CHAPTER: 460

SUMMARY:

Makes it a misdemeanor for any person to direct, supervise, recruit, or otherwise aid another person in the commission of an act of prostitution, or to collect or receive all or part of the proceeds earned from an act or acts of prostitution committed by another person.

STATUS:

09/14/1998 Chaptered by Secretary of State. Chapter No. 460.

AB 1707 AUTHOR: Wildman
 TITLE: Body armor
 CHAPTER: 297

SUMMARY:

Makes it a felony for a person convicted of a violent felony, as defined, to own, possess, or use body armor without first petitioning the chief of police or county sheriff with jurisdiction over the area in which the body armor is to be used for an official exception, to be granted on specified grounds. Allows exceptions to be granted when a petitioners employment, livelihood, or safety depends on the ability to possess and use body armor.

STATUS:

08/17/1998 Signed by GOVERNOR.

08/17/1998 Chaptered by Secretary of State. Chapter No. 297.

AB 1719 AUTHOR: Figueroa
 TITLE: Transportation of Poles: Limitation Exemption
 CHAPTER: 135

SUMMARY:

Relates to existing law which exempts from limitations as to length of vehicles and loads, the transportation of poles and tools and materials incidental to the work to be performed when transported on a single-axle pole or pipe dolly or otherwise lawful single-axle semi-trailer used as a dolly under specified circumstances.

STATUS:

07/13/1998 Chaptered by Secretary of State. Chapter No. 135.

AB 1730 AUTHOR: Wright R
 TITLE: Vehicles: Residence Addresses: Confidentiality
 CHAPTER: 885

SUMMARY:

Relates to existing law concerning the residence address in an record of Department of Motor Vehicle is confidential, with specified exceptions; adds to those exceptions any independent institution of higher education that operates pursuant to a memorandum of understanding that permits a security officer of that institution to have arrest powers, as described in a specified provisions of the Penal Code if requested for enforcing parking restrictions.

STATUS:

09/28/1998 Chaptered by Secretary of State. Chapter No. 885.

AB 1731 AUTHOR: Bowler
 TITLE: Ketamine: Unauthorized Possession
 CHAPTER: 358

SUMMARY:

Makes the unauthorized possession of ketamine a misdemeanor.

STATUS:

08/24/1998 Signed by GOVERNOR.

08/24/1998 Chaptered by Secretary of State. Chapter No. 358.

AB 1733 AUTHOR: Machado
 TITLE: Personal Income Taxes: Contributions: DARE Fund
 CHAPTER: 654

SUMMARY:
Extends the operation of D.A.R.E California (Drug Abuse Resistance Education) Fund provisions to January 1, 2004.

STATUS:
09/21/1998 Chaptered by Secretary of State. Chapter No. 654.

AB 1745 AUTHOR: Alby
 TITLE: Sex Offenders
 CHAPTER: 929

SUMMARY:
Requires the person to also register when changing his or her residence or location within the city, county, or city and county; requires an agency registering persons convicted of any specified sex offense to submit registrations, including annual updates or changes of address, directly into the Department of Justice Violent Crime Information Network (VCIN).

STATUS:
09/28/1998 Signed by GOVERNOR.
09/28/1998 Chaptered by Secretary of State. Chapter No. 929.

AB 1754 AUTHOR: Havice
 TITLE: Criminal Procedure: Trial Date
 CHAPTER: 61

SUMMARY:
Adds murder, as defined, to the offenses considered in scheduling a trial date, so as to avoid setting that trial, as assigned to a particular prosecuting attorney, on the same day that another trial is set involving the same prosecuting attorney and to those cases constituting good cause for a continuance.

STATUS:
06/05/1998 Chaptered by Secretary of State. Chapter No. 61.

AB 1756 AUTHOR: Havice
 TITLE: School Community Policing Partnership Act of 1998
 CHAPTER: 317

SUMMARY:
Establishes the School Community Policing Partnership Act of 1998, to be administered by the State Department of Education School/Law Enforcement Partnership; awards grants on a competitive basis to county offices of education, school districts, and consortia of school districts and county offices of education.

STATUS:
08/19/1998 Signed by GOVERNOR.
08/19/1998 Chaptered by Secretary of State. Chapter No. 317.

AB 1757 AUTHOR: Bowler
 TITLE: County Community Schools and Juvenile Courts
 CHAPTER: 125

SUMMARY:
Relates to expenditures from the juvenile court and community school account maintained by the county superintendent of schools to certain expenditures for probation officers. Removes the limitation on costs charged for probation officers.

STATUS:
07/10/1998 Chaptered by Secretary of State. Chapter No. 125.

AB 1766 AUTHOR: Takasugi
 TITLE: County Employee Retirement Systems
 CHAPTER: 109

SUMMARY:
Authorizes a county board of supervisors to provide that board of investment members receive compensation for not more than 5 meetings per month; provides that elected board members who are county or district employees have their retirement board duties included as part of their county or district employment compensation.

STATUS:
07/06/1998 Chaptered by Secretary of State. Chapter No. 109.

AB 1767 AUTHOR: Havice
 TITLE: Domestic Violence
 CHAPTER: 699

SUMMARY:

Provides that when battery is committed against a person who is the former spouse whether or not cohabitating, or a person with whom the defendant currently has, or has previously had, an engagement relationship, the battery is punishable by a fine not exceeding a specified sum, by imprisonment in a county jail for a period of not more than one year, or by both that fine and imprisonment.

STATUS:

09/22/1998 Chaptered by Secretary of State. Chapter No. 699.

AB 1780 AUTHOR: Murray
 TITLE: Elder Abuse: Reporting Requirements
 CHAPTER: 980

SUMMARY:

Expands the definition of physical abuse for purposes of reporting elder and dependent adult abuse. Expands the definition of mandated reporter. Deletes the circumstances under which an elder abuse report is required to be made and instead requires that a report be made when the mandated reporter reasonably suspects that the elder or dependent adult suffered physical abuse, abandonment, isolation, financial abuse, or neglect. Increases the penalty for failure to report.

STATUS:

09/30/1998 Chaptered by Secretary of State. Chapter No. 980.

AB 1784 AUTHOR: Baca
 TITLE: Alcohol and Drug Treatment for Adolescents
 CHAPTER: 866

SUMMARY:

Enacts the Adolescent Alcohol and Drug Treatment and Recovery Program Act of 1998, which would require the State Department of Alcohol and Drug Programs in collaboration with the counties and providers of alcohol and drug services, to establish community-based nonresidential and residential recovery programs to intervene and treat the problems of alcohol and drugs among youth.

STATUS:

09/28/1998 Chaptered by Secretary of State. Chapter No. 866.

AB 1788 AUTHOR: Wright R
 TITLE: Prostitution: vehicles: impoundment
 CHAPTER: 758

SUMMARY:

Allows a judge to similarly suspend the driving privilege, for a period not to exceed 30 days, of a person convicted of engaging in lewd conduct where a peace officer witnesses the violator pick up a person who is engaging in loitering with the intent to commit prostitution, and the violator subsequently engages with that person in a lewd act within 1,000 feet of a private residence and with the use of a vehicle.

STATUS:

09/23/1998 Chaptered by Secretary of State. Chapter No. 758.

AB 1792 AUTHOR: Havice
 TITLE: Personal Information: Minors
 CHAPTER: 763

SUMMARY:

Makes it a misdemeanor for any person, who in the course of business provides lists of specified personal information, to fail to institute procedures by which a parent can request the removal of a child's name, as provided in writing, or to knowingly provide access to personal information about children to any person who he or she knows is registered or requires to register as a sex offender.

STATUS:

09/23/1998 Chaptered by Secretary of State. Chapter No. 763.

AB 1795 AUTHOR: Runner
 TITLE: Concealed Firearms: License to Carry
 CHAPTER: 110

SUMMARY:

Relates to exemptions in existing law regarding disclosure of certain records, including information contained in applications for licenses to carry firearms issued pursuant to a specified provision of law; specifies that this exemption applies to information contained in applications and licenses issued pursuant to this specified provision, including the home address and telephone number of peace officers, judges, court commissioners, and magistrates.

STATUS:

07/06/1998 Chaptered by Secretary of State. Chapter No. 110.

AB 1796 AUTHOR: Mazzoni
 TITLE: Fine and Forfeitures: Alcohol and Drug Testing
 CHAPTER: 171

SUMMARY:
Adds provisions to authorize the County of Sonoma, with the approval of the board of supervisors, to deposit \$50 for each conviction of specified Vehicle Code violations in special account to be used exclusively to pay the cost incurred by the county, or a city or special district within the county for performing analysis of blood, breath, or urine for alcohol content or the presence of drugs, or for services related to the testing.

STATUS:
07/20/1998 Chaptered by Secretary of State. Chapter No. 171.

AB 1797 AUTHOR: Davis
 TITLE: Violence Against Witness or Victim
 CHAPTER: 245

SUMMARY:
Provides, that every person who willfully uses force or violence upon a witness to, or a victim of, a crime or any other person, or to take, damage, or destroy any property of any witness, victim, or any other person because he or she has provided any assistance or information to a law enforcement officer, or to a public prosecutor in a criminal proceeding or juvenile court proceeding shall be punished by imprisonment in a county jail not exceeding one year.

STATUS:
08/04/1998 Chaptered by Secretary of State. Chapter No. 245.

AB 1799 AUTHOR: Migden
 TITLE: Unlawful Dumping: Increased Fines
 CHAPTER: 50

SUMMARY:
Increases fines for unlawful dumping and imposes specified mandatory fines for first and subsequent convictions of the offense with increased fines for dumping in commercial quantities, and would increase the condition of probation to not less than 12 hours. Revises the definition of "commercial quantities" for purposes of these provisions.

STATUS:
05/29/1998 Chaptered by Secretary of State. Chapter No. 50.

AB 1803 AUTHOR: Lempert
 TITLE: Crime Victims: Restitution
 CHAPTER: 700

SUMMARY:

Applies to a child who is a victim of a violation of the crime of deprivation of lawful child custody. Provides that this presumption may be applied by the State Board of Control to a child who has witnessed a crime of domestic violence. Enlarges the class of persons eligible for restitution that is payable from a continuously appropriated fund, thereby making an appropriation.

STATUS:

09/22/1998 Chaptered by Secretary of State. Chapter No. 700.

AB 1819 AUTHOR: Takasugi
 TITLE: Controlled Substances: Reporting Requirements
 CHAPTER: 172

SUMMARY:

Repeals existing law, wherein physicians prescribing, furnishing, or administering any narcotic or controlled substance in the treatment of an addict is required to make specified reports regarding this treatment to the department of Justice within 5 days after the first treatment.

STATUS:

07/20/1998 Chaptered by Secretary of State. Chapter No. 172.

AB 1825 AUTHOR: Bowler
 TITLE: Vehicles: License Plates
 CHAPTER: 246

SUMMARY:

Prohibits the Department of Motor Vehicles from issuing a copy, duplication, or substitution of a certificate of ownership or license plate if, after a search of the records of the department, as defined, the registered owner's address, as submitted with the application for that document, is different from that which appears in the records of the department, unless the registered owner applies for that document in person and presents the proof of ownership and a driver's license.

STATUS:

08/04/1998 Chaptered by Secretary of State. Chapter No. 246.

AB 1844 AUTHOR: Thompson B
 TITLE: Arson
 CHAPTER: 359

SUMMARY:

Relates to existing law which requires convicted arsonists to register with the chief of police or sheriff of the city or county where he or she resides and makes it a misdemeanor to fail to register; Requires law enforcement agencies to make registration information available to the chief fire official of a legally organized fire department or fire protection district having local jurisdiction where the person resides, and makes other related changes.

STATUS:

08/24/1998 Signed by GOVERNOR.
08/24/1998 Chaptered by Secretary of State. Chapter No. 359.

AB 1851 AUTHOR: Wayne
 TITLE: Vehicles: Limitation: Bus or Trolley Exceptions
 CHAPTER: 560

SUMMARY:

Authorizes articulated buses or trolley coaches to be equipped with a folding device attached to the front of the bus or trolley coach if the device is designed and used exclusively for transporting bicycles, as specified, and does not extend more than 30 inches from the front of the bus or trolley coach.

STATUS:

09/18/1998 Chaptered by Secretary of State. Chapter No. 560.

AB 1858 AUTHOR: Ackerman
 TITLE: Criminal Proceedings
 CHAPTER: 51

SUMMARY:

Provides that an order recusing the District Attorney from performing an authorized duty may either be reviewed by extraordinary writ or may be appealed.

STATUS:

05/29/1998 Chaptered by Secretary of State. Chapter No. 51.

AB 1865 AUTHOR: Wildman
 TITLE: Governmental Tort Liability: Peace Officers
 CHAPTER: 559

SUMMARY:
Provides that neither widow, widower, nor the heirs of a peace officer, shall be liable individually for any injury or death that may result from an act or omission of a peace officer that occurs in his/her line of duty, including an act or omission not directly related to the officer's death if officer was slain while in the line of duty.

STATUS:
09/18/1998 Chaptered by Secretary of State. Chapter No. 559.

AB 1871 AUTHOR: Baca
 TITLE: Firearms: Centralized List of Licensees
 CHAPTER: 268

SUMMARY:
Relates to firearms transfers; includes the situation where information is requested by a person promoting, sponsoring, operating, or otherwise organizing a gun show or event to conduct transactions as a firearms dealer; Also requires that this information be limited to information necessary to corroborate an individual's current license status.

STATUS:
08/10/1998 Signed by GOVERNOR.
08/10/1998 Chaptered by Secretary of State. Chapter No. 268.

AB 1874 AUTHOR: Honda
 TITLE: Local Agencies: Deposit of Funds
 CHAPTER: 81

SUMMARY:
Relates to existing law which prohibits use of negotiable certificates of deposit of a credit union if a member of the legislative body of the local agency or an employee of designated offices of the local agency also serves on the board of directors or the specified committees of the credit union.

STATUS:
06/26/1998 Signed by GOVERNOR.
06/26/1998 Chaptered by Secretary of State. Chapter No. 81.

AB 1897 AUTHOR: Alquist
 TITLE: Vandalism
 CHAPTER: 851

SUMMARY:

Provides until January 1, 2002, that a city, county or city and county may enact an ordinance that authorizes the court to order, upon the conviction of a person pursuant to graffiti provisions for certain specified acts of vandalism, the defendant to pay all or part of the costs not to exceed \$250 incurred by a law enforcement agency in identifying and apprehending the defendant, provided that the court determines that the defendant has the ability to pay any costs not exceeding \$250.

STATUS:

09/25/1998 Chaptered by Secretary of State. Chapter No. 851.

AB 1898 AUTHOR: Honda
 TITLE: Local Agencies: Deposit of Funds
 CHAPTER: 82

SUMMARY:

Permits the use of the most recent statement or statements from certain institutions in which local agency funds have been invested with respect to local agency investments in National Credit Union Share Insurance Fund-insured accounts in a credit union and in accounts insured or guaranteed by the California Credit Union Guaranty Corporation or similarly insured or guaranteed.

STATUS:

06/26/1998 Signed by GOVERNOR.

06/26/1998 Chaptered by Secretary of State. Chapter No. 82.

AB 1900 AUTHOR: Cardenas
 TITLE: Domestic Violence: Information
 CHAPTER: 511

SUMMARY:

Specifies procedures and requirements relating to the issuance of, domestic abuse orders and specifies that an order made under penalty of perjury by the party, child, parent, guardian, or state support enforcement agency.

STATUS:

09/15/1998 Signed by GOVERNOR.

09/15/1998 Chaptered by Secretary of State. Chapter No. 511.

AB 1907 AUTHOR: Woods
 TITLE: Grand Jury
 CHAPTER: 230

SUMMARY:

Clarifies that the grand jury is authorized to provide the succeeding grand jury with any records, information, or evidence acquired by it during its term of service, except as specified. Adds the Attorney General to the list of persons from whom the grand jury may seek advice. Requires the grand jury also to file in the office of the county clerk, a copy of the responses to the final report.

STATUS:

08/04/1998 Chaptered by Secretary of State. Chapter No. 230.

AB 1916 AUTHOR: Torlakson
 TITLE: Alcohol and Drug Assessment Program
 CHAPTER: 656

SUMMARY:

Relates to existing law which requires those persons who are convicted of a first offense of driving a vehicle while under the influence of alcohol or drugs to participate in a treatment program; requires these persons to participate in at least a 3-month program or longer as to those persons whose concentration of alcohol in his or her blood was less than 0.20%, by weight.

STATUS:

09/21/1998 Chaptered by Secretary of State. Chapter No. 656.

AB 1922 AUTHOR: Firestone
 TITLE: Obstruction of Justice: Judicial Officials
 CHAPTER: 512

SUMMARY:

Relates to existing law involving agreements or promises made by, or corrupt communication made with, jurors, arbitrators, umpires, or referees in the act of reaching a verdict; adds provisions that make it a misdemeanor with specified criminal penalties for a judicial officer, court commissioner, or referee to commit an act that he or she knows perverts or obstructs justice.

STATUS:

09/15/1998 Signed by GOVERNOR.

09/15/1998 Chaptered by Secretary of State. Chapter No. 512.

AB 1926 AUTHOR: Wildman
 TITLE: Sex Offenses: Evidence
 CHAPTER: 127

SUMMARY:

Relates to the prosecution of a specified sex offense. Makes inadmissible evidence of the manner in which the complaining witness was dressed, with the exception of the condition of the clothing, at the time the offense was committed, when offered by either party on the issue of consent, unless the court finds the evidence relevant and admissible in the interests of justice. Requires the court to state on the record the reasons for admitting or excluding the evidence.

STATUS:

07/10/1998 Chaptered by Secretary of State. Chapter No. 127.

AB 1927 AUTHOR: Morrow
 TITLE: Sex Offenders: Probation: Notification
 CHAPTER: 928

SUMMARY:

Requires persons convicted of specified sex offenses to register with local law enforcement agencies upon discharge, parole, or release from confinement and update registration annually or upon a change of residence address; Requires that persons required to register as sex offenders provide copies of adequate proof of residence, limited to among other things, a California driver's license, identification card, or rent or utility receipt.

STATUS:

09/28/1998 Signed by GOVERNOR.

09/28/1998 Chaptered by Secretary of State. Chapter No. 928.

AB 1935 AUTHOR: Aroner
 TITLE: Trial Court Funding
 CHAPTER: 1004

SUMMARY:

Relates to existing law that provides that nonrefundable jury fees and jury and mileage fees which accrue by reason of a juror serving on more than one case in the same day, shall revert to the county and be deposited in the county general fund; instead provides that those fees shall be transmitted to the Controller for deposit in the Trial Court Trust Fund; revises the basis upon which a deposit of jury fees shall not be refunded, as specified.

STATUS:

09/30/1998 Chaptered by Secretary of State. Chapter No. 1004.

AB 1963 AUTHOR: Aguiar
 TITLE: State-Mandated Local Costs: Reimbursement
 CHAPTER: 681

SUMMARY:

Relates to existing law which requires the Commission on State Mandates to adopt procedures for receiving claims for reimbursement; requires the procedures to ensure that a statewide cost estimate is adopted within 12 months after receipt of a test claim, subject to an extension of up to 6 months upon the request of either the claimant or the commission; authorizes a claimant to amend the test claim at any time prior to a commission hearing, as specified.

STATUS:

09/22/1998 Chaptered by Secretary of State. Chapter No. 681.

AB 1980 AUTHOR: Brewer
 TITLE: Local Government Record Retention
 CHAPTER: 466

SUMMARY:

Provides that the county board of supervisors, the governing board of any special district whose membership is the same as the membership of the board of supervisors, or the head of any county public safety communications center may authorize the destruction of recordings of routine video monitoring after one year; authorizes the destruction of recordings of telephone and radio communications after 100 days.

STATUS:

09/14/1998 Chaptered by Secretary of State. Chapter No. 466.

AB 1999 AUTHOR: Kuehl
 TITLE: Hate Crimes: Gender
 CHAPTER: 933

SUMMARY:

Relates to the prevention of street crime. Adds gender to the list of groups in which the victim's membership entitles the victim to protection under hate crime enhancement statutes; defines "gender" for purposes of the provisions specified and other specified provisions, to mean a person's actual or perceived sex, and includes a person's identity or appearance, whether or not that identity or appearance is different from that traditionally associated with that person's sex at birth.

STATUS:

09/28/1998 Signed by GOVERNOR.

09/28/1998 Chaptered by Secretary of State. Chapter No. 933.

AB 2008 AUTHOR: Woods
 TITLE: Financial Crimes
 CHAPTER: 468

SUMMARY:

Prohibits the forging, counterfeiting, possession, receipt, passing off or use of any false check, bond, bank bill, money order warrant, promissory note, invoice, contract or other financial instrument with the intent to defraud. Provides that traveler's checks are a financial instrument for purposes of the crime of forgery. Prohibits the passing of a fictitious financial instrument purporting to be the instrument of either a real or fictitious financial institution.

STATUS:

09/14/1998 Chaptered by Secretary of State. Chapter No. 468.

AB 2011 AUTHOR: Hertzberg
 TITLE: Firearms: Punishment
 CHAPTER: 911

SUMMARY:

Relates to existing law which prohibits a person from carrying concealed within any vehicle which is under his or her control or direction any pistol, revolver, or other firearm capable of being concealed upon the person; makes this provision inapplicable to the transportation of a firearm by a person for the purpose of having the Department of Justice assign a distinguishing number or mark of identification to that firearm.

STATUS:

09/28/1998 Chaptered by Secretary of State. Chapter No. 911.

AB 2021 AUTHOR: Poochigian
 TITLE: Maddy Emergency Medical Services Fund
 CHAPTER: 58

SUMMARY:

Changes the name of the Emergency Medical Services Fund to the Maddy Emergency Medical Services Fund.

STATUS:

06/05/1998 Chaptered by Secretary of State. Chapter No. 58.

AB 2022 AUTHOR: Wright R
 TITLE: Firearms
 CHAPTER: 910

SUMMARY:

Authorizes the issuance of a firearms license upon proof that the person applying is a resident of, or spends a substantial period of time in the applicant's principal place of employment or business in the county or city within the county, when application is made to the sheriff. Provides that a license issued to a person based on his or her place of employment or business is valid only in the county where it was originally issued and is not valid for more than 90 days.

STATUS:

09/28/1998 Chaptered by Secretary of State. Chapter No. 910.

AB 2055 AUTHOR: Gallegos
 TITLE: Land Use: Sexually-Oriented Businesses
 CHAPTER: 552

SUMMARY:

Provides that the legislative body of a city or county regulating adult or sexually oriented businesses or similar businesses may consider any harmful secondary effects such a business may have on adjacent cities and counties and its proximity to churches, schools, residents, and other businesses located in adjacent cities or counties.

STATUS:

09/18/1998 Chaptered by Secretary of State. Chapter No. 552.

AB 2066 AUTHOR: Sweeney
 TITLE: Vehicles: Peace Officers: Fleeing
 CHAPTER: 472

SUMMARY:

Requires a sentence of imprisonment in state prison or confinement in county jail for this offense of not less than 6 months nor more than one year; requires the imposition of a sentence of imprisonment in state prison or a specified minimum term of confinement in a county jail.

STATUS:

09/14/1998 Chaptered by Secretary of State. Chapter No. 472.

AB 2083 AUTHOR: Baugh
 TITLE: Criminal Procedure: Bail
 CHAPTER: 223

SUMMARY:

Authorizes as an alternative to either a certified copy of the undertaking of the bail, or a certified copy of the certificate of deposit where a deposit is made, the depositor to deliver an affidavit given by the bail licensee or surety company, as specified, to the custodial officer, to accomplish exoneration of bail.

STATUS:

07/27/1998 Signed by GOVERNOR.
07/27/1998 Chaptered by Secretary of State. Chapter No. 223.

AB 2088 AUTHOR: Floyd
 TITLE: Pawnbrokers
 CHAPTER: 804

SUMMARY:

Relates to the regulation of pawnbrokers. Requires a pawnbroker, if a pledged article is not redeemed during the specified 4 month loan period, to notify the borrower in writing of the termination of the loan period and extending the right of redemption for a period of 10 days from the date of mailing of that notice; specifies a 3-month loan period for pledged articles, and would provide that the 10-day redemption period is extended to the next business day if the pawnshop is closed on the 10th

STATUS:

09/24/1998 Chaptered by Secretary of State. Chapter No. 804.

AB 2090 AUTHOR: Miller
 TITLE: Fireworks: Sale
 CHAPTER: 363

SUMMARY:

Authorizes the sale of certified safe and sane fireworks from 9:00 a.m., December 26, 1999, through January 1, 2000, pursuant to a license issued by the State Fire Marshal, if authorized by a city, county, or city and county ordinance or resolution that may also restrict the hours of use of those fireworks.

STATUS:

08/24/1998 Signed by GOVERNOR.
08/24/1998 Chaptered by Secretary of State. Chapter No. 363.

AB 2099 AUTHOR: Bowler
 TITLE: Public Employees' Retirement: Administration
 CHAPTER: 231

SUMMARY:
Relates to the Public Employees' Retirement Law; authorizes contracting agencies to request the transfer of employer assets to member-accumulated contribution accounts.

STATUS:
08/04/1998 Chaptered by Secretary of State. Chapter No. 231.

AB 2101 AUTHOR: Bowler
 TITLE: Interference with the Operation of Aircraft
 CHAPTER: 218

SUMMARY:
Makes existing law applicable to any person who, with the intent to interfere with operation of any aircraft, willfully shines a light or other bright device of an intensity capable of impairing the operation of a helicopter, at a helicopter. Provides that such an offense may be punished by a specified fine or by imprisonment in a county jail.

STATUS:
07/27/1998 Chaptered by Secretary of State. Chapter No. 218.

AB 2154 AUTHOR: Pacheco
 TITLE: Crimes against public officials
 CHAPTER: 748

SUMMARY:
Expands the list of public officials to which existing law that provides that every person who commits any assault or murder of specified public officials in retaliation for or to prevent the performance of the victim's official duties shall be punished by imprisonment in the county jail not exceeding one year or by imprisonment in the state prison would be applicable.

STATUS:
09/23/1998 Chaptered by Secretary of State. Chapter No. 748.

AB 2172 AUTHOR: Sweeney
 TITLE: Domestic Violence: Officer Response
 CHAPTER: 701

SUMMARY:

Requires a training course for law enforcement officers to include the techniques for recognizing the signs of domestic violence. Requires every law enforcement agency in this state to develop, adopt, and implement written policies and standards for officers' responses to domestic violence calls. Requires the policies to include standards for specified responses, including emergency assistance to victims, such as medical care, and transportation to a shelter.

STATUS:

09/22/1998 Chaptered by Secretary of State. Chapter No. 701.

AB 2177 AUTHOR: Kuehl
 TITLE: Domestic Violence: Protective Orders
 CHAPTER: 702

SUMMARY:

Requires that informational packets describing the general procedures for obtaining a domestic violence restraining order to contain a statement that the protective order is enforceable in any state, territory, or reservation, and provide general information about agencies to contact regarding enforcement in those jurisdictions of an order issued by a court of this state.

STATUS:

09/22/1998 Chaptered by Secretary of State. Chapter No. 702.

AB 2188 AUTHOR: Scott
 TITLE: Firearms: License: Manufacture
 CHAPTER: 398

SUMMARY:

Requires the Department of Justice to accept applications for and to grant state licenses permitting, the manufacture of firearms within this state. Makes it a misdemeanor for any federally licensed firearm manufacturer to manufacture firearms in this state without a state license to manufacture firearms or to fail to forward specified records to the Federal Bureau of Alcohol, Tobacco, and Firearms within 3 days of the closure of business.

STATUS:

08/24/1998 Signed by GOVERNOR.

08/24/1998 Chaptered by Secretary of State. Chapter No. 398.

AB 2197 AUTHOR: Washington
 TITLE: Infractions: Penalties: Community Service
 CHAPTER: 1061

SUMMARY:

Provides that upon a showing that payment of fines would be a hardship on the defendant or his or her family, a court may sentence the defendant to perform community service in lieu of the total fine to be imposed, as defined. Provides that this community service work would be valued at an hourly rate applicable to community service work performed by criminal defendants.

STATUS:

09/30/1998 Signed by GOVERNOR.
09/30/1998 Chaptered by Secretary of State. Chapter No. 1061.

AB 2222 AUTHOR: Hertzberg
 TITLE: Vehicle Speed Limit Enforcement Radar
 CHAPTER: 1037

SUMMARY:

Provides an alternative definition of "speedtrap" that would require that the engineering and traffic survey have been conducted within either 7 or 10 years, as specified; applies the alternative definition only when specified actions by the officer issuing a notice to appear and the prosecutor have occurred.

STATUS:

09/30/1998 Signed by GOVERNOR.
09/30/1998 Chaptered by Secretary of State. Chapter No. 1037.

AB 2236 AUTHOR: Morrissey
 TITLE: California Highway Patrol: Funerals
 CHAPTER: 220

SUMMARY:

Authorizes the Commissioner of the California Highway Patrol to approve the out-of-state travel within the United States of members of the California Highway Patrol, in numbers the commissioner deems appropriate, to attend out-of-state funerals of law enforcement officers or to attend out-of-state events related to the funerals of law enforcement officers, including the National Peace Officers Memorial.

STATUS:

07/27/1998 Chaptered by Secretary of State. Chapter No. 220.

AB 2259 AUTHOR: Aguiar
 TITLE: Sex Offender Registration: Disclosure
 CHAPTER: 959

SUMMARY:

Imposes a duty upon every person required to register as a sex offender, who applies or accepts a position as an employee or volunteer with any person, group, or organization where the registrant would be working directly with minor children or have supervision or disciplinary power over minor children, to disclose his or her status as a registered sex offender upon application or acceptance of the position to that person, group, or organization.

STATUS:

09/29/1998 Chaptered by Secretary of State. Chapter No. 959.

AB 2261 AUTHOR: Aguiar
 TITLE: Local Juvenile Delinquency Prevention
 CHAPTER: 325

SUMMARY:

Provides that Juvenile Crime Enforcement and Accountability Challenge grants are to be awarded on a competitive basis following request-for-proposal evaluation standards and guidelines developed by the Board of Corrections; revises the amounts of the grants that may be awarded; requires the board to develop an interim report and final analyses to be submitted to the Legislature.

STATUS:

08/21/1998 Enrolled. ***** To GOVERNOR. Signed by GOVERNOR.
08/21/1998 Chaptered by Secretary of State. Chapter No. 325.

AB 2293 AUTHOR: Scott
 TITLE: Public Safety Officers
 CHAPTER: 112

SUMMARY:

Provides that no public safety officer may be compelled to submit to a lie detector test, as defined, against his or her will.

STATUS:

07/06/1998 Chaptered by Secretary of State. Chapter No. 112.

AB 2297 AUTHOR: Vincent
 TITLE: Gambling
 CHAPTER: 869

SUMMARY:

Declares that the State of California has permitted the operation of gambling for more than 100 years, that gambling establishments positively contribute to employment and government funds in California, and that these establishments are entitled to full protection of the laws. Changes existing provisions prohibiting the opening of a new cardroom to apply instead to a gambling establishment. Makes provisions of existing law applicable to a gaming establishment rather than a gambling club.

STATUS:

09/28/1998 Chaptered by Secretary of State. Chapter No. 869.

AB 2303 AUTHOR: Runner
 TITLE: Employment Surveillance Notice
 CHAPTER: 515

SUMMARY:

Prohibits an employer from causing an audio or video recording to be made of an employee in a restroom, locker room, or room designated by an employer for changing clothes, unless authorized by court order. Prohibits a recording made in violation of this provision from being used by an employer for any purpose. Makes these provisions applicable to a private or public employer, except the federal government.

STATUS:

09/15/1998 Signed by GOVERNOR.

09/15/1998 Chaptered by Secretary of State. Chapter No. 515.

AB 2316 AUTHOR: Knox
 TITLE: Child abuse: reports
 CHAPTER: 900

SUMMARY:

Requires any employee of a child protective agency who has knowledge of, or observes in his or her professional capacity or within the scope of his or her employment, a child in protective custody whom he or she knows or reasonably suspects has been the victim of child abuse, within 36 hours, to send or have sent to the attorney who represents the child in dependency court, a copy of the suspected child abuse and neglect report prepared for the court.

STATUS:

09/28/1998 Chaptered by Secretary of State. Chapter No. 900.

AB 2319 AUTHOR: Knox
 TITLE: Victims Of Crime
 CHAPTER: 447

SUMMARY:

Authorizes the State Board of Control to extend existing time periods relating to the filing of an application for assistance one year after the date of the crime or the victim attains the age of 18 years, whichever is later, under prescribed circumstances.

STATUS:

09/14/1998 Chaptered by Secretary of State. Chapter No. 447.

AB 2320 AUTHOR: Bordonaro
 TITLE: Vehicles: Window Coverings
 CHAPTER: 476

SUMMARY:

Exempts from the above prohibition specified clear, colorless, and transparent material that is installed, affixed, or applied to the front windows, located to the immediate left and right of the front seat. Requires the removal of replacement of this material if it is torn or bubbled or otherwise worn.

STATUS:

09/14/1998 Chaptered by Secretary of State. Chapter No. 476.

AB 2321 AUTHOR: Knox
 TITLE: Preventing Parolee Crime Program
 CHAPTER: 526

SUMMARY:

Requires the Department of Corrections to operate the Preventing Parolee Crime Program, including residential and Nonresidential multiservice centers, literacy labs, drug treatment networks, and job placement assistance for parolees. Authorizes the parole authority to assign a conditionally released or paroled prisoner to the program in lieu of the revocation of parole.

STATUS:

09/16/1998 Chaptered by Secretary of State. Chapter No. 526.

AB 2342 AUTHOR: Cunneen
 TITLE: Public employees: benefits
 CHAPTER: 770

SUMMARY:

Concerns persons injured in the course of employment generally entitled to workers' compensation which, in the case of death of an employee, includes a death benefit. Provides, however, no benefits, except reasonable expenses of burial not exceeding \$1,000 shall be awarded under the workers' compensation laws. Provides that this limitation does not apply to patrol members. Provides this limitation does not apply to local safety members of the Public Employees' Retirement System.

STATUS:

09/23/1998 Chaptered by Secretary of State. Chapter No. 770.

AB 2347 AUTHOR: House
 TITLE: Department Of Motor Vehicles: personal service
 CHAPTER: 683

SUMMARY:

Requires certain records of notices regarding the suspension or revocation of a person's driving privileges to be provided, upon request, to defined peace officers, as specified, and to the courts of this state. Deletes the existing requirement, but allows the Department of Motor Vehicles to utilize alternative methods to determine the whereabouts of a person whose driving privilege has been suspended or revoked.

STATUS:

09/22/1998 Chaptered by Secretary of State. Chapter No. 683.

AB 2351 AUTHOR: Hertzberg
 TITLE: Computer Crime
 CHAPTER: 826

SUMMARY:

Expands the definition of the term "credible threat" to include threats which are communicated through the use of an electronic communications device, including telephones, cellular phones, computers, video recorders, fax machines, and pagers; incorporates the definition of "electronic communication" used in a specified provision of federal law.

STATUS:

09/25/1998 Chaptered by Secretary of State. Chapter No. 826.

AB 2355 AUTHOR: Olberg
 TITLE: Trespass: Denial of Access
 CHAPTER: 271

SUMMARY:

Prohibits the willful and knowing obstruction of access to property where the entering party possesses a legal right to so enter based on a duly-recorded real property interest, as specified. States that it does not apply to persons who are engaged in lawful labor union activities or activities that are otherwise constitutionally protected. Punishes violations as infractions punishable by a fine not to exceed a specified sum.

STATUS:

08/10/1998 Signed by GOVERNOR.
08/10/1998 Chaptered by Secretary of State. Chapter No. 271.

AB 2369 AUTHOR: Wayne
 TITLE: Controlled Substances: penalties
 CHAPTER: 425

SUMMARY:

Requires any person who is convicted of the manufacture, sale, possession for sale, possession, transportation, or disposal of any hazardous substance that is a controlled substance or a chemical used in, or is a byproduct of, the manufacture of a controlled substance in violation of any law, to pay a penalty equal to the amount of the actual cost incurred by the state or local agency to remove and dispose of the hazardous substance and to take removal action.

STATUS:

09/08/1998 Signed by GOVERNOR.
09/08/1998 Chaptered by Secretary of State. Chapter No. 425.

AB 2372 AUTHOR: Committee on Public Safety
 TITLE: Explosives
 CHAPTER: 478

SUMMARY:

Revises definitions and related regulations for the sale, use, transportation, and related conduct with respect to explosives exemptions to apply to explosives in division 1.1, 1.2, 1.3, 1.4, 1.5, or 1.6 as defined by the United States Department of Transportation, and explosives as defined in specified provisions of federal law.

STATUS:

09/14/1998 Chaptered by Secretary of State. Chapter No. 478.

AB 2386 AUTHOR: Bordonaro
 TITLE: Visitation Rights: Parent convicted of murder
 CHAPTER: 705

SUMMARY:

Prohibits the granting of custody or unsupervised visitation rights in those specified proceedings to a parent convicted of murdering the child's other parent, unless the court finds, in writing or on the record, that there is no risk to the child's health, safety, or welfare. Specifies factors the court may consider in making that finding.

STATUS:

09/22/1998 Chaptered by Secretary of State. Chapter No. 705.

AB 2390 AUTHOR: House
 TITLE: Theft: Receipt Of Stolen Property
 CHAPTER: 710

SUMMARY:

Provides that every person who buys or receives any motor vehicle, trailer, special construction equipment, or any vessel under the circumstances described above shall be punished by the same terms of imprisonment plus a maximum fine of a specified amount where the state prison term is imposed, or a specified amount where a county jail term is imposed by both the fine and imprisonment.

STATUS:

09/22/1998 Chaptered by Secretary of State. Chapter No. 710.

AB 2418 AUTHOR: Olberg
 TITLE: Volunteers: Seniors
 CHAPTER: 188

SUMMARY:

Requires any state or local agency that chooses to utilize volunteers to implement a policy whereby no person aged 60 years or older may be excluded from volunteer service if the person is physically, mentally, and professionally capable of performing the services involved.

STATUS:

07/20/1998 Chaptered by Secretary of State. Chapter No. 188.

AB 2426 AUTHOR: Strom-Martin
 TITLE: Combination Vehicles: Access: Exception
 CHAPTER: 711

SUMMARY:

Exempts from established limitations of access, licensed carriers of livestock when engaged in certain activities under specified conditions and on specified portions of State Highway Route 101 that are necessary and incidental to the shipment of livestock. Requires the Department of the California Highway Patrol to report to the Legislature on or before July 1, 2000, concerning the findings of a study regarding the effect of the described exemption on public safety.

STATUS:

09/22/1998 Chaptered by Secretary of State. Chapter No. 711.

AB 2495 AUTHOR: Prenter
 TITLE: Runaway Youth and Families in Crisis Project
 CHAPTER: 1065

SUMMARY:

Creates the Runaway Youth and Families in Crisis Project by establishing pilot projects involving private, nonprofit organizations in the San Joaquin Central Valley, in the northern region of California, and in the Southern region of California, for a period of no less than 3 years; requires the Office of Criminal Justice Planning to prepare and disseminate a request for proposals to prospective grantees, as specified.

STATUS:

09/30/1998 Signed by GOVERNOR.

09/30/1998 Chaptered by Secretary of State. Chapter No. 1065.

AB 2506 AUTHOR: Battin
 TITLE: Law Enforcement: Criminal Records
 CHAPTER: 841

SUMMARY:

Requires the Attorney General to appoint an advisory committee, with a specified membership, to the California-Criminal Index and Identification (Cal-CII) system, to assist in the ongoing management of the system regarding the operating policies, criminal records content, and records retention.

STATUS:

09/25/1998 Chaptered by Secretary of State. Chapter No. 841.

AB 2509 AUTHOR: Napolitano
 TITLE: Vehicles: Funeral Processions
 CHAPTER: 480

SUMMARY:

Revises existing provisions, until January 1, 2002, to require a local authority, in the County of Los Angeles, when it authorizes the regulation of traffic by any person for a funeral procession to issue each funeral escort an identification card and an official insignia in the form of a patch or badge indicating that the funeral escort is authorized to direct traffic in accordance with the movement of the funeral procession.

STATUS:

09/14/1998 Chaptered by Secretary of State. Chapter No. 480.

AB 2523 AUTHOR: Ackerman
 TITLE: County Auditor
 CHAPTER: 250

SUMMARY:

Authorizes the Riverside County Board of Supervisors to elect for a period of up to 2 years that any requirement that an audit be performed by the county auditor may also be performed by a county employee or officer who meets specified qualifications.

STATUS:

08/04/1998 Chaptered by Secretary of State. Chapter No. 250.

AB 2569 AUTHOR: Kuehl
 TITLE: Controlled Substances: Public Libraries
 CHAPTER: 723

SUMMARY:

Adds public libraries, as defined, to those locations that may be designated as a drug-free zone. States the term "public park", in these provisions, would include a public swimming pool and a public youth center.

STATUS:

09/22/1998 Chaptered by Secretary of State. Chapter No. 723.

AB 2581 AUTHOR: Cardoza
 TITLE: Disabled Veterans Commercial Vehicle Fee Exemption
 CHAPTER: 482

SUMMARY:

Exempts any disabled veteran or Congressional medal of Honor recipient from the payment of fees specified in the Vehicle Code, with certain exceptions, for any commercial motor vehicle of less than 8,001 pounds of unladen weight. Exempts on and after July 1, 1999, those persons from the payment of those fees for any commercial motor vehicle of less than 8,001 pounds of unladen weight.

STATUS:

09/14/1998 Chaptered by Secretary of State. Chapter No. 482.

AB 2594 AUTHOR: Wright R
 TITLE: Repeat Offender Prevention Project
 CHAPTER: 327

SUMMARY:

Revises provisions of existing law establishing criteria for The selection of minors to participate in, and standards for the implementation, operation, and evaluation of the project. Provides that the Board of Corrections, rather than the Department of the Youth Authority, shall administer the program; appropriates \$4,000,000 from the General Fund to the Department of the Youth Authority to fund the program.

STATUS:

08/21/1998 Signed by GOVERNOR. Line Item Veto.
08/21/1998 Chaptered by Secretary of State. Chapter No. 327.

AB 2597 AUTHOR: Murray
 TITLE: Vehicles: Drivers
 CHAPTER: 772

SUMMARY:

Creates California Drug-Free Commercial Truck and Bus Driver Task Force, consisting of representatives from specified agencies, groups, and associations, the Secretary of the Business, Transportation and Housing Agency, who would act as chair of the task force, and nonvoting, ex office member, as specified. The task force would be required to study and recommend means, including legislation and regulations, for California to close the identified loopholes in drug and alcohol testing.

STATUS:

09/23/1998 Chaptered by Secretary of State. Chapter No. 772.

AB 2609 AUTHOR: Lempert
 TITLE: Firearms On Campus
 CHAPTER: 115

SUMMARY:

Requires, notwithstanding a specified notice provision, a university or college to post a prominent notice at primary entrances on noncontiguous property stating that firearms are prohibited on that property; Makes clarifying, nonsubstantive changes to existing law which prohibits any person from bringing or possessing a loaded or unloaded firearm upon the grounds of any university or college campus.

STATUS:

07/06/1998 Chaptered by Secretary of State. Chapter No. 115.

AB 2612 AUTHOR: Migden
 TITLE: Retail Food Facilities
 CHAPTER: 177

SUMMARY:

Provides that a ready-to-eat food containing a raw or less than thoroughly cooked egg as an ingredient, including, but not limited to, a salad dressing or sauce, may be served if the facility notifies the consumer, either orally or in writing, that the food contains that ingredient, and the consumer does not object to the preparation.

STATUS:

07/20/1998 Chaptered by Secretary of State. Chapter No. 177.

AB 2633 AUTHOR: Murray
 TITLE: Optical Discs
 CHAPTER: 712

SUMMARY:

Requires every person who manufactures an optical disc for commercial purposes to permanently mark each manufactured optical disc with an identification mark that identifies the name of the manufacturer and the state in which the optical disc was manufactured. Makes it a misdemeanor for a manufacturer to violate this requirement, and a misdemeanor for a person to buy or sell, receive, transfer, or possess for purposes of sale or rental, an optical disc knowing that the ID has been removed.

STATUS:

09/22/1998 Chaptered by Secretary of State. Chapter No. 712.

AB 2649 AUTHOR: Figueroa
 TITLE: Corrections: Detainees And Prohibited Employment
 CHAPTER: 551

SUMMARY:

Prohibits persons detained in local jails, juvenile detention centers, and state prison facilities from performing functions that provide access to personal information including, but not limited to, social security numbers, addresses, driver's license numbers, credit card numbers, or telephone numbers of private individuals, if that person has been convicted of, or adjudicated to have committed, certain offenses.

STATUS:

09/18/1998 Chaptered by Secretary of State. Chapter No. 551.

AB 2650 AUTHOR: Cardenas
 TITLE: San Fernando Schools And Gangs
 CHAPTER: 484

SUMMARY:

Acknowledges the effectiveness of the Communities on Schools of San Fernando program on establishing a truce with the gangs in that community and requests the California State University to conduct a study of the overall effectiveness of the program in reducing gang-related crime in the community, as specified.

STATUS:

09/14/1998 Chaptered by Secretary of State. Chapter No. 484.

AB 2674 AUTHOR: Cardenas
 TITLE: Driving under the Influence
 CHAPTER: 661

SUMMARY:

Provides that, if the court grants probation to any person convicted of a 2nd violation of driving while under the influence of any alcoholic beverage or drug, or both, the court may impose, as a condition of probation, that the person be confined in the county jail for at least 96 (rather than 48) hours.

STATUS:

09/21/1998 Chaptered by Secretary of State. Chapter No. 661.

AB 2680 AUTHOR: Wright R
 TITLE: Sex Offender Registration
 CHAPTER: 960

SUMMARY:

Relates to existing law which specifies and defines a misdemeanor; declares that nothing in this provision authorizes a judge to relieve a defendant of the duty to register as a sex offender if the defendant is charged with an offense for which registration as a sex offender is required, and for which the trier of fact has found the defendant guilty.

STATUS:

09/29/1998 Chaptered by Secretary of State. Chapter No. 960.

AB 2693 AUTHOR: Migden
 TITLE: Controlled Substances: prescriptions
 CHAPTER: 789

SUMMARY:

Provides that a prescription for a Schedule II controlled substance, for use by a patient who has a terminal illness, as defined, shall be exempt from specified conditions, but shall comply with the requirements set forth in the bill.

STATUS:

09/24/1998 Chaptered by Secretary of State. Chapter No. 789.

AB 2700 AUTHOR: Kuehl
 TITLE: Domestic Violence Courts
 CHAPTER: 703

SUMMARY:

Requires the Judicial Council to conduct a descriptive study, as specified, of various domestic violence courts, as defined, in California and other states, and to report its findings to the Legislature on or before March 1, 2000.

STATUS:

09/22/1998 Chaptered by Secretary of State. Chapter No. 703.

AB 2734 AUTHOR: Pacheco
 TITLE: Criminal Procedure: Territorial Jurisdiction
 CHAPTER: 302

SUMMARY:
Establishes territorial jurisdiction for an offense committed in part in one jurisdictional territory and in part in another jurisdictional territory is vested in any competent court within either jurisdictional territory; specifies offenses that occur in more than one territorial jurisdictional, in any jurisdiction where at least one offense occurred, if the defendant and victim are the same for all the offenses.

STATUS:
08/17/1998 Signed by GOVERNOR.
08/17/1998 Chaptered by Secretary of State. Chapter No. 302.

AB 2745 AUTHOR: Cardoza
 TITLE: Children: Incarcerated Parents
 CHAPTER: 704

SUMMARY:
Prohibits the granting of custody or unsupervised visitation rights in those specified proceedings to a parent convicted of murdering the child's other parent; states unless the court finds, in writing or on the record, that there is no risk to the child's health, safety, or welfare; prohibits any person from taking a child to visit or remain in the custody of the convicted parent without a custody or visitation order or the consent of the child's custodian or guardian.

STATUS:
09/22/1998 Chaptered by Secretary of State. Chapter No. 704.

AB 2763 AUTHOR: Committee on PERS
 TITLE: County Employee Retirement: Benefits
 CHAPTER: 116

SUMMARY:
Includes Los Angeles in the existing law that provides that in Alameda and Orange Counties members having credit for 30 years of service shall not have member contributions deducted from their salaries. Makes these provisions also applicable to Kern County. Authorizes the board of supervisors in any county of The 4th class to also apply that provision to members where the period intervening between the periods of credited active service does not exceed 90 days.

STATUS:
07/06/1998 Chaptered by Secretary of State. Chapter No. 116.

AB 2790 AUTHOR: Ortiz
 TITLE: Local Vehicle Fee: Department of Motor Vehicles
 CHAPTER: 921

SUMMARY:

Relates to existing law which imposes an additional fee upon the adoption of a specified resolution by a county board of supervisors, with certain exceptions; to be repealed on January 1, 2003; deletes the repeal date and would instead provide that this additional fee shall remain in effect only for a period of 5 years form the date the actual collection commences.

STATUS:

09/28/1998 Signed by GOVERNOR.
09/28/1998 Chaptered by Secretary of State. Chapter No. 921.

AB 2793 AUTHOR: Migden
 TITLE: Adult and Juvenile Offenders
 CHAPTER: 339

SUMMARY:

Requires that any funds that are awarded to the state pursuant to the federal Violent Offender/Truth-in Sentencing Grant Program through federal fiscal year 1999-2000 be allocated by the Board of Corrections to counties for construction and modification of local adult detention facilities and to build or expand local juvenile correctional facilities.

STATUS:

08/21/1998 Signed by GOVERNOR.
08/21/1998 Chaptered by Secretary of State. Chapter No. 339.

AB 2796 AUTHOR: Committee on Budget
 TITLE: Corrections: juvenile correctional facilities
 CHAPTER: 499

SUMMARY:

Authorizes the Board of Corrections to expend funds, upon appropriation by the Legislature, for the purpose of awarding grants on a competitive basis to counties for the renovation, reconstruction, construction, and replacement of county juvenile facilities and the performance of deferred maintenance on county juvenile facilities.

STATUS:

09/15/1998 Signed by GOVERNOR.
09/15/1998 Chaptered by Secretary of State. Chapter No. 499.

AB 2799 AUTHOR: Olberg
 TITLE: Sex Offenders
 CHAPTER: 550

SUMMARY:

Requires the Department of Justice to update and distribute a CD-ROM containing specified information regarding registered sex offenders on a monthly basis; prohibits any person released on parole after having served a term of imprisonment for an offense requiring registration as a sex offender, from living in a single family dwelling, as defined, with any other person also required to register as a sex offender during the period of parole, unless those persons are related, as defined.

STATUS:

09/18/1998 Chaptered by Secretary of State. Chapter No. 550.

AB 2816 AUTHOR: Baugh
 TITLE: Minors: Informants
 CHAPTER: 833

SUMMARY:

Prohibits any peace officer or agent of a peace officer from using a person 12 years of age or younger as a minor informant, and from using a person under the age of 18 years as a minor informant, except as authorized pursuant to the Stop Tobacco Access to Kids Enforcement Act, unless the peace officer or agent of a peace officer has obtained an order from the court authorizing the minor's cooperation.

STATUS:

09/25/1998 Chaptered by Secretary of State. Chapter No. 833.

ACR 72 AUTHOR: Baca
 TITLE: Parental notification
 CHAPTER: 122

SUMMARY:

Encourages the governing board of each school district to include in its annual required notice to the parents and guardians of the pupils enrolled in the school district an additional item of notification regarding the availability of a CD-ROM or other electronic medium containing information regarding registered sex offenders, as required by Megan's Law.

STATUS:

08/20/1998 Enrolled. *****To Secretary of State.
08/20/1998 Chaptered by Secretary of State. Resolution
 Chapter No. 122.

ACR 99 AUTHOR: Havice
 TITLE: Red Ribbon Week
 CHAPTER: 174

SUMMARY:

Proclaims October 23 through October 30, 1998, as Red Ribbon Week, and encourages all Californians to help build a drug-free community and participate in drug prevention activities.

STATUS:

09/16/1998 Enrolled. *****To Secretary of State.
09/16/1998 Chaptered by Secretary of State. Resolution
 Chapter No. 174.

ACR 103 AUTHOR: Battin
 TITLE: Child Abuse And Neglect
 CHAPTER: 20

SUMMARY:

Acknowledges the Child Abuse Prevention Month Blue Ribbon Campaign as a positive effort to promote public awareness of child abuse and its prevention.

STATUS:

04/06/1998 Enrolled. *****To Secretary of State.
04/06/1998 Chaptered by Secretary of State. Resolution
 Chapter No. 20.

ACR 109 AUTHOR: Wildman
 TITLE: California Peace Officers Memorial Day
 CHAPTER: 54

SUMMARY:

Proclaims May 8, 1998, as California Peace Officers Memorial Day, and the week of May 10 through May 16, 1998, as National Police Week in California; urges all Californians to remember those individuals who gave their lives in the pursuit of public safety; expresses their appreciation for those who continue to dedicate themselves to making California a safer place in which to live and raise our families.

STATUS:

05/15/1998 Enrolled. *****To Secretary of State.
05/15/1998 Chaptered by Secretary of State. Resolution
 Chapter No. 54.

SUMMARY:
Designates the month of August 1998 as Neighborhood Watch Month.

ACR 179 AUTHOR: Perata
 TITLE: Domestic Violence Prevention Week
 CHAPTER: 108

SUMMARY:
Designates the week of July 12 through July 19, 1998, as
Domestic Violence Prevention Week.

STATUS:
07/30/1998 Enrolled. *****To Secretary of State.
07/30/1998 Chaptered by Secretary of State. Resolution
Chapter No. 108.

SB 10 AUTHOR: Johnston
 TITLE: School Facilities Repayment Waiver
 CHAPTER: 3

SUMMARY:

Permits the State Allocation Board to waive the repayment requirement for funds allocated in the 1993-94 & 1994-95 school years, upon finding that there is hardship, to the Amador County Unified School District. Expires on January 1, 2000.

STATUS:

03/02/1998 Signed by GOVERNOR.
03/02/1998 Chaptered by Secretary of State. Chapter No. 3.

SB 55 AUTHOR: Kopp
 TITLE: Bail
 CHAPTER: 726

SUMMARY:

Authorizes a judge or magistrate to place a hold on the release of a defendant from custody on the basis that the consideration, pledge, security, deposit, or indemnification paid, given, made, or promised for its execution was feloniously obtained only if a peace officer or a prosecutor files a declaration executed under penalty of perjury setting forth probable cause or the magistrate or judge has probable cause, and would set forth a procedure for making the determination.

STATUS:

09/22/1998 Chaptered by Secretary of State. Chapter No. 726.

SB 63 AUTHOR: Peace
 TITLE: Firearms: Pistol-Revolver Delivery Record
 CHAPTER: 908

SUMMARY:

Revises and recasts the exemption to include separate Exemptions for a firearm that is capable of being concealed upon the person. Applies if the person seeking the exemption is not part of the prohibited class. Applies if the person seeking the exemption is not part of the prohibited class and met the conditions specified in existing law that would be revised to include all of the following requirements, as specified.

STATUS:

09/28/1998 Chaptered by Secretary of State. Chapter No. 908.

SB 117 AUTHOR: Kelley
 TITLE: Collateral recovery: continuing education
 CHAPTER: 582

SUMMARY:

Relates to the Collateral Recovery Act, which governs persons engaged in repossession of collateral and defines "assignment" for these purposes; requires an assignment to be in writing, and would provide that a photocopy, facsimile copy, or electronic copy shall have the same force and effect as an original written assignment.

STATUS:

09/18/1998 Chaptered by Secretary of State. Chapter No. 582.

SB 143 AUTHOR: Kopp
 TITLE: Records
 CHAPTER: 620

SUMMARY:

Requires each state and local agency, as defined, to make its records open to public inspection at all times during office hours, except as specifically exempted from disclosure by law; defines the terms "writing," "person," and "member of the public"; provides for public inspection of public records and copying in all forms, as specified; requires public agencies to ensure that systems used to collect and hold public records be designed to ensure ease of public access.

STATUS:

09/21/1998 Chaptered by Secretary of State. Chapter No. 620.

SB 149 AUTHOR: Rainey
 TITLE: Corrections
 CHAPTER: 410

SUMMARY:

Exempts from regulatory provisions of the Barbering and Cosmetology Act persons rendering barbering or cosmetology services in an institutional program during the course of and incidental to the incarceration or confinement of specified persons. Requires those persons to complete a barbering training course, developed by the Department of Corrections and approved by the Department of Consumer Affairs, in the proper care of instruments and the prevention of infectious diseases.

STATUS:

08/31/1998 Chaptered by Secretary of State. Chapter No. 410.

SB 177 AUTHOR: Kopp
 TITLE: Evidence: proof of the content of a writing
 CHAPTER: 100

SUMMARY:
Revises and recasts the rules governing the proof of the content of a writing in a civil or criminal action or proceeding, as specified.

STATUS:
07/06/1998 Chaptered by Secretary of State. Chapter No. 100.

SB 262 AUTHOR: Burton
 TITLE: Damages
 CHAPTER: 1000

SUMMARY:
Provides that a person is liable, as specified, for a physical invasion of privacy when the defendant knowingly committed an act of trespass in order to physically invade the privacy of the plaintiff with the intent to capture any type of visual image, sound recording, or other physical impression of the plaintiff engaging in a personal or familial activity, as specified, and the physical invasion occurs in a manner that is offensive to a reasonable person.

STATUS:
09/30/1998 Chaptered by Secretary of State. Chapter No. 1000.

SB 270 AUTHOR: Peace
 TITLE: Vehicles: foreign commercial vehicles
 CHAPTER: 727

SUMMARY:
Requires the Department of the California Highway Patrol to adopt reasonable rules and regulations ensure that all foreign commercial vehicles entering into, and operating within, this state meet those standards already in effect for other commercial vehicles and address. Imposes a state-mandated local program by creating new crimes.

STATUS:
09/22/1998 Chaptered by Secretary of State. Chapter No. 727.

SB 287 AUTHOR: Burton
 TITLE: Tribal-state gaming compacts
 CHAPTER: 409

SUMMARY:

Designates the Governor as the state officer responsible for negotiating and executing compacts between the state and federally recognized Indian tribes located in the state pursuant to the federal Indian Gaming Regulatory Act for the purpose of authorizing class III gaming, as defined in that federal statute, on Indian lands.

STATUS:

08/28/1998 Signed by GOVERNOR.
08/28/1998 Chaptered by Secretary of State. Chapter No. 409.

SB 295 AUTHOR: Rainey
 TITLE: Corrections
 CHAPTER: 338

SUMMARY:

Deletes any period of parole from this provision and instead requires the court to advise the defendant that he or she shall serve a period of parole and order the defendant to report to the parole office closest to his or her last legal residence, unless the in-custody credits equal the total sentence, including both confinement time and the period of parole.

STATUS:

08/21/1998 Signed by GOVERNOR.
08/21/1998 Chaptered by Secretary of State. Chapter No. 338.

SB 334 AUTHOR: Lewis
 TITLE: Insurance Fraud: sentencing
 CHAPTER: 189

SUMMARY:

Imposes a 5-year sentence enhancement for any person who knowingly causes or participates in a vehicular collision, or any other vehicular accident, for the purpose of presenting any false or fraudulent claim, and who has 2 prior felony convictions for violating this provision. Imposes a 2-year sentence enhancement for each person other than an accomplice who suffers serious bodily injury resulting from the vehicular collision or accident in a violation of this provision.

STATUS:

07/20/1998 Chaptered by Secretary of State. Chapter No. 189.

SB 351 AUTHOR: Peace
 TITLE: Crimes: Statutory Rape
 CHAPTER: 55

SUMMARY:

Provides that any adult who has sexual intercourse with a minor person who is not that adult's spouse is guilty of a crime; revises provisions relating to criteria for sex education classes, blood testing for persons convicted of sexual offenses, and sentence enhancements for sexual offenders who act with knowledge that they have AIDS or are HIV positive, to conform to this definition; revises the penalties for an existing crime, thereby imposing a state-mandated local program.

STATUS:

06/05/1998 Chaptered by Secretary of State. Chapter No. 55.

SB 452 AUTHOR: Maddy
 TITLE: Alcoholic beverages: return to seller
 CHAPTER: 273

SUMMARY:

Authorizes, under the Alcoholic Beverage Control Act, a wholesaler or manufacturer, or any successor thereto, instead of a seller of beer, to accept the return of beer from a retail licensee, rather than a retailer, only if the beer is returned in exchange for the identical quantity and brand of beer.

STATUS:

08/10/1998 Signed by GOVERNOR.

08/10/1998 Chaptered by Secretary of State. Chapter No. 273.

SB 469 AUTHOR: Rainey
 TITLE: Murder: jurisdiction: special circumstance
 CHAPTER: 549

SUMMARY:

Requires that where a person is charged with a special circumstance involving multiple murders, the jurisdiction for any charged murder, and any crimes joinable with that murder shall be in any county that has jurisdiction under existing law for one or more of the murders charged in a single complaint or indictment, as long as the charged murders are "connected together in their commission," as that phrase is used under the provision of existing law.

STATUS:

09/18/1998 Chaptered by Secretary of State. Chapter No. 549.

SB 489 AUTHOR: Alpert
 TITLE: Public Records: Confidential Information
 CHAPTER: 1005
 SUMMARY:
 Establishes a program until January 1, 2005, under which an adult person, or a guardian on behalf of a minor or an incapacitated person, states that he or she is a victim of domestic violence, and fears for his or her safety, and designates the Secretary of State as the agent for service of process and receipt of mail. Provides that when the Secretary of State certifies the person as a program participant, his or her actual address is confidential.

STATUS:
 09/30/1998 Chaptered by Secretary of State. Chapter No. 1005.

SB 491 AUTHOR: Brulte
 TITLE: State Property: Department of Corrections
 CHAPTER: 500
 SUMMARY:
 Authorizes the Director of General Services, with the consent of the Department of Corrections, to exchange, sell, or lease up to 290 acres of state property to the City of Chino for the development and maintenance of a public park, public recreational uses, and open-space uses, including the development of a golf course. Requires that any lease executed pursuant to these provisions be for a term not to exceed 55 years and meet specified conditions.

STATUS:
 09/15/1998 Signed by GOVERNOR.
 09/15/1998 Chaptered by Secretary of State. Chapter No. 500.

SB 520 AUTHOR: Rainey
 TITLE: Elections
 CHAPTER: 408
 SUMMARY:
 Calls an election to be consolidated with the November 3, 1998, statewide general election and requires, notwithstanding certain provisions of existing law, the submission of ACA 10 to the voters at that election. Provides that no reimbursement shall be made from the State Mandates Claims Fund for costs mandated by the state pursuant to this act, but would recognize that local agencies and school districts may pursue any available remedies to seek reimbursement.

STATUS:
 08/27/1998 In SENATE. SENATE concurred in ASSEMBLY amendments.
 08/27/1998 In SENATE. To enrollment.
 08/27/1998 Enrolled. *****To GOVERNOR.

08/27/1998 Signed by GOVERNOR.
08/27/1998 Chaptered by Secretary of State. Chapter No. 408.
SB 536 AUTHOR: Mountjoy
TITLE: Sexually violent predators
CHAPTER: 19

SUMMARY:

Reenacts the provision authorizing Board of Prison Terms to order a person who is screened as a sexually violent predator and referred to the State Department of Mental Health to remain in custody for no more than 45 days; provides that no person may be placed in a state hospital pursuant to these provisions until there has been a determination that there is probable cause to believe that the person is likely to engage in sexually violent predatory criminal behavior.

STATUS:

04/14/1998 Signed by GOVERNOR.
04/14/1998 Chaptered by Secretary of State. Chapter No. 19.

SB 591 AUTHOR: Johnson
TITLE: Firearms dealers
CHAPTER: 922

SUMMARY:

Relates to existing law that authorizes the Department of Justice to charge a firearms dealer a fee not to exceed \$14, upon the purchase of a firearm from the dealer, to cover the costs of collecting and processing purchaser information, except that the fee may be increased at a specified rate. Authorizes the department to require the dealer to charge the Firearm purchaser that fee.

STATUS:

09/28/1998 Signed by GOVERNOR.
09/28/1998 Chaptered by Secretary of State. Chapter No. 922.

SB 597 AUTHOR: Peace
TITLE: Internet Use
CHAPTER: 599

SUMMARY:

Expands certain unlawful advertising practices conducted by specified means of dissemination or publication to include dissemination or publication over the Internet. Incorporates additional changes in Section 17539.5 of the Business and Professions Code, proposed by SB 1476, to be operative only if SB 1476 and this bill are both chaptered and become effective on January 1, 1999, and this bill is chaptered last.

STATUS:

09/21/1998 Chaptered by Secretary of State. Chapter No. 599.

SB 610 AUTHOR: O'Connell
 TITLE: State Teachers' Retirement Law
 CHAPTER: 1077

SUMMARY:

Extends reciprocal rights to persons who retire concurrently under the Public Employees' Retirement System and the State Teachers' Retirement System. Authorizes the board to supply information and data to the Teachers' Retirement Board.

STATUS:

09/30/1998 Signed by GOVERNOR.

09/30/1998 Chaptered by Secretary of State. Chapter No. 1077.

SB 645 AUTHOR: Polanco
 TITLE: Child abuse
 CHAPTER: 949

SUMMARY:

Provides that whenever allegations of physical or sexual abuse of a child come to the attention of the local law enforcement agency or local child welfare department, and the child is taken into protective custody, the department or agency may, as soon as practically possible, consult with a specified medical practitioner and, if deemed appropriate, shall cause the minor to undergo a physical examination by a licensed medical practitioner, as provided.

STATUS:

09/29/1998 Chaptered by Secretary of State. Chapter No. 949.

SB 654 AUTHOR: Johnston
 TITLE: Discrimination
 CHAPTER: 99

SUMMARY:

Relates to the prohibition against discrimination in employment-related matters on the basis of, among other things, medical condition; the bill provides that "medical condition" includes genetic characteristics, as defined.

STATUS:

07/06/1998 Chaptered by Secretary of State. Chapter No. 99.

SB 844 AUTHOR: Burton
 TITLE: Vehicles
 CHAPTER: 1002

SUMMARY:

Deletes from the special interest license plates program the Monterey Bay National Marine Sanctuary, the Coachella Valley Mountain Conservancy and the Friends of the Desert Mountains, the Gene Chappie Heritage Network Act of 1972, the American Heritage Rodeo Foundation, and the firefighter personal vehicle special license plates, and adds a red ribbon special interest license plate that recognizes the impact of acquired immune deficiency syndrome on society to the special interest plate program.

STATUS:

09/30/1998 Chaptered by Secretary of State. Chapter No. 1002.

SB 896 AUTHOR: Alpert
 TITLE: Education: Physical Education In Public Schools
 CHAPTER: 1066

SUMMARY:

Express findings, declarations, and the intent of the Legislature regarding physical activity in schools. Requires the State Department of Education to compile the results of the physical performance test and to submit a report every 2 years, by December 31, to the Legislature and Governor that standardizes the date, tracks the development of high quality fitness programs, and compares the performance of California's pupils with national performance.

STATUS:

09/30/1998 Signed by GOVERNOR.

09/30/1998 Chaptered by Secretary of State. Chapter No. 1066.

SB 1021 AUTHOR: Burton
 TITLE: Public Employees
 CHAPTER: 1074

SUMMARY:

Provides, in the case of certain full-time elective officers, that the period of service in the full-time elective office would meet the reemployment requirement for those benefits, as specified; permits all members of that system to receive that credit upon payment of specified contributions.

STATUS:

09/30/1998 Signed by GOVERNOR.

09/30/1998 Chaptered by Secretary of State. Chapter No. 1074.

SB 1089 AUTHOR: Lockyer
 TITLE: Controlled Substances: Public Park or Ocean Front
 CHAPTER: 101

SUMMARY:

Provides that any person who is convicted of any controlled substance offense, in addition to the punishment imposed for that conviction, shall be imprisoned in the state prison for an additional one year if the violation occurred upon the grounds of a public park or ocean front beach, including adjacent public parking lots and sidewalks, and if not additional punishment is imposed pursuant to specified provisions of the Uniform Controlled Substances Act.

STATUS:

07/06/1998 Chaptered by Secretary of State. Chapter No. 101.

SB 1136 AUTHOR: Kopp
 TITLE: Vehicles: automated enforcement systems
 CHAPTER: 54

SUMMARY:

Deletes the January 1, 1999, repeal date of the law authorizing the use of automated enforcement systems at official traffic control signals and provides a special written, mailed notice to appear procedure in connection with specified alleged violations recorded by those systems.

STATUS:

06/01/1998 Signed by GOVERNOR.

06/01/1998 Chaptered by Secretary of State. Chapter No. 54.

SB 1176 AUTHOR: Johnson
 TITLE: Vehicles: driving under the influence: programs
 CHAPTER: 487

SUMMARY:

Requires the court, for specified conditions relating to driving under the influence, to order a defendant to enroll in an alcohol and drug education program licensed under specified provisions of existing law and complete, at a minimum, the educational component of that program. Allows the court to exclude the educational component from the order if compelling circumstances exist that mitigate against including that component, as specified.

STATUS:

09/14/1998 Chaptered by Secretary of State. Chapter No. 487.

SB 1186 AUTHOR: Committee on Public Safety
 TITLE: Vehicles: driving while under the influence
 CHAPTER: 118

SUMMARY:
Reorganizes specified provisions relating to driving while under the influence offenses without making any substantive changes to those provisions. Becomes operative on July 1, 1999.

STATUS:
07/06/1998 Chaptered by Secretary of State. Chapter No. 118.

SB 1229 AUTHOR: Schiff
 TITLE: Vandalism
 CHAPTER: 852

SUMMARY:
Increases the penalty of vandalism if the amount of defacement, damage, or destruction is less than a specified amount and the defendant has been previously convicted of vandalism or affixing inscribed material, as specified. In such a case the crime of vandalism would be punishable by imprisonment in a county jail for not more than one year, or by a fine of not more than a specified amount, or by both.

STATUS:
09/25/1998 Chaptered by Secretary of State. Chapter No. 852.

SB 1250 AUTHOR: Kopp
 TITLE: Vehicles
 CHAPTER: 601

SUMMARY:
Relates to existing law where there is a year-round registration system for vehicles which commenced in 1976. Deletes this obsolete definition and makes related changes. Requires the automated vehicle identification to be capable of identifying various types of vehicles, including, but not limited to, commercial vehicles.

STATUS:
09/21/1998 Chaptered by Secretary of State. Chapter No. 601.

SB 1311 AUTHOR: Lockyer
 TITLE: Restitution Fund: Loan
 CHAPTER: 5

SUMMARY:

Authorizes a specified amount to be transferred by the Controller from the Restitution Fund as a loan to the General Fund, to be repaid by June 30, 1999, as prescribed by the Director of Finance, without interest; requires the Director of Finance to authorize and direct the Controller to repay that loan in full, with specified interest, not later than April 1, 1998. Relates to Juvenile court reports to the Department of Justice the criminal histories of adjudicated minors.

STATUS:

03/02/1998 Signed by GOVERNOR.
03/02/1998 Chaptered by Secretary of State. Chapter No. 5.

SB 1374 AUTHOR: Leslie
 TITLE: Personal Information
 CHAPTER: 488

SUMMARY:

Makes it a misdemeanor or a felony, punishable as specified, for a person to willfully obtain and use personal identifying information to obtain or attempt to obtain credit, goods, services, or medical information in the name of another person without the consent of that person. Provides that when a person commits and is convicted of a crime using the false identification, court records must reflect the innocence of the person whose identity was falsely used.

STATUS:

09/14/1998 Chaptered by Secretary of State. Chapter No. 488.

SB 1386 AUTHOR: Leslie
 TITLE: State Computer Technology: Information Gathering
 CHAPTER: 429

SUMMARY:

Requires every state agency that utilizes any method, device, identifier, or other data base application on the Internet to electronically collect personal information about any user, to prominently display specified information at least one anticipated initial point of communication with a potential user, as specified, including notice to the user that he or she has the option of having his or her personal information discarded without reuse.

STATUS:

09/11/1998 Signed by GOVERNOR.

09/11/1998 Chaptered by Secretary of State. Chapter No. 429.

SB 1387 AUTHOR: Karnette
 TITLE: Juvenile Law
 CHAPTER: 374

SUMMARY:

Prohibits the destruction of records of a juvenile who was 16 years of age or older at the time he or she committed one of various, specified offenses. Provides that in criminal cases involving specified enhancements the parties shall be entitled to inspect, copy, and introduce into evidence, for the purpose of proving the enhancement any juvenile records of the person named in the criminal complaint or information where the person was found to have committed offenses.

STATUS:

08/24/1998 Signed by GOVERNOR.
08/24/1998 Chaptered by Secretary of State. Chapter No. 374.

SB 1390 AUTHOR: Kopp
 TITLE: Peace Officer Uniform
 CHAPTER: 279

SUMMARY:

Relates to prohibitions concerning the right to willfully wear, exhibit, or use authorized law enforcement emblems. Makes specified prohibitions applicable with respect to a peace officer uniform. Also defines a new enhancement by imposing an additional one-year term of imprisonment upon any person who violates these provisions during the commission of a felony.

STATUS:

08/10/1998 Signed by GOVERNOR.
08/10/1998 Chaptered by Secretary of State. Chapter No. 279.

SB 1404 AUTHOR: Johnston
 TITLE: Hate crimes
 CHAPTER: 414

SUMMARY:

Makes it a felony or a misdemeanor for any person to burn, desecrate, or destroy a cross or other religious symbol, knowing it to be a religious symbol, on the property of a school, as specified, for the purpose of terrorizing any person who attends or works at the school or who is otherwise associated with the school.

STATUS:

08/31/1998 Chaptered by Secretary of State. Chapter No. 414.

SB 1407 AUTHOR: Lockyer
 TITLE: Crimes: Manslaughter
 CHAPTER: 278

SUMMARY:

Adds an additional circumstance to the definition of vehicular manslaughter where any death proximately results from a vehicular collision or vehicular accident knowingly caused for financial gain, as defined. Makes that offense punishable by imprisonment in the state prison for 4, 6, or 10 years and would provide that this provisions shall not be construed to prevent prosecution for the crime of murder. Makes a technical, nonsubstantive change.

STATUS:

08/10/1998 Signed by GOVERNOR.
08/10/1998 Chaptered by Secretary of State. Chapter No. 278.

SB 1417 AUTHOR: Knight
 TITLE: Peace Officers
 CHAPTER: 190

SUMMARY:

Revises the definition of a peace officer to include additional classifications of officers, including a reserve or auxiliary sheriff or city police officer, or a deputy sheriff, and accordingly make a conforming change by repealing the provision that specifically applies this definition to these officers for purposes of a specified prohibition against persons drawing or exhibiting any firearm in a rude, angry, or threatening manner.

STATUS:

07/20/1998 Chaptered by Secretary of State. Chapter No. 190.

SB 1420 AUTHOR: Rainey
 TITLE: Continuous Electronic Monitoring
 CHAPTER: 74

SUMMARY:

Relates to establishment of a pilot project that uses continuous electronic monitoring to keep track of the whereabouts of probationers and persons released from jail. Authorizes any school district to participate in the pilot project, and would change the repeal date from January 1, 2201, to January 1, 2003.

STATUS:

06/25/1998 Signed by GOVERNOR.
06/25/1998 Chaptered by Secretary of State. Chapter No. 74.

SB 1422 AUTHOR: Alpert
 TITLE: Juvenile Facilities: Maximum Capacity
 CHAPTER: 375

SUMMARY:

Permits a juvenile home, ranch, camp, or forestry camp to receive or contain more than 125 children upon approval of the Board of Corrections. Sets forth the criteria for that approval and requires the Board to conduct annual, rather than biennial, inspections of facilities approved to receive or contain more than 125 children.

STATUS:

08/24/1998 Signed by GOVERNOR.

08/24/1998 Chaptered by Secretary of State. Chapter No. 375.

SB 1440 AUTHOR: Knight
 TITLE: Alarm Companies: Exemptions
 CHAPTER: 376

SUMMARY:

Relates to existing law regulating alarm company operators and agents that exempts from its restrictions persons employed exclusively and regularly by any employer who does not provide contract alarm services, an officer or employee of the United States of America, and patrol special police officers. Adds to those exempted licensed private patrol operators and their employees, as defined, who are employed to respond to alarm systems.

STATUS:

08/24/1998 Signed by GOVERNOR.

08/24/1998 Chaptered by Secretary of State. Chapter No. 376.

SB 1441 AUTHOR: Kopp
 TITLE: Criminal Procedure: Indigent Defendants
 CHAPTER: 235

SUMMARY:

Requires, with a specified exception, that the question of whether or not a defendant has suffered the prior conviction be tried by a jury impaneled for that purpose, or by the court if a jury is waived; requires that the question of whether the defendant is the person who has suffered the prior conviction be tried by the court without a jury.

STATUS:

08/04/1998 Chaptered by Secretary of State. Chapter No. 235.

SB 1442 AUTHOR: Rainey
 TITLE: Crime Prevention: Peace Officer Training
 CHAPTER: 120

SUMMARY:

Relates to basic course of training certified by the Commission on Peace Officer Standards and Training. Makes a technical, nonsubstantive change to this provision and specifies that the training referred to in this provision includes carrying and use of firearms.

STATUS:

07/10/1998 Chaptered by Secretary of State. Chapter No. 120.

SB 1452 AUTHOR: McPherson
 TITLE: Public Safety: Consolidated Municipal Agencies
 CHAPTER: 159

SUMMARY:

Defines the term "consolidated municipal public safety agency," and provide that the chief, director, or chief executive officer of such an agency is a peace officer, subject to the same requirements as, and possessing the same rights, responsibilities, and privileges of, a municipal chief of police.

STATUS:

07/17/1998 Signed by GOVERNOR.

07/17/1998 Chaptered by Secretary of State. Chapter No. 159.

SB 1462 AUTHOR: Mountjoy
 TITLE: Prisoner-of-War License Plates
 CHAPTER: 563

SUMMARY:

Exempts disabled veterans and vehicles owned by a disabled veteran who is a Congressional Medal of Honor Recipient from the payment of vehicle license fees for any commercial vehicle of less than 8,001 pounds of unladen weight; extends this exemption to the same type of vehicles owned by former American prisoners of war.

STATUS:

09/18/1998 Chaptered by Secretary of State. Chapter No. 563.

SB 1469 AUTHOR: Knight
 TITLE: Gambling
 CHAPTER: 603

SUMMARY:

Makes technical, nonsubstantive changes to the Gambling Control Act; authorizes the division to amend or repeal, or both amend and repeal, specific categories of previously adopted implementing regulations until January 13, 1999; requires gambling establishments to forward copies of all dishonored or uncollectible checks to the division or commission on a quarterly basis.

STATUS:

09/21/1998 Chaptered by Secretary of State. Chapter No. 603.

SB 1470 AUTHOR: Thompson M
 TITLE: Criminal/Warrantless Arrest: Domestic Violence
 CHAPTER: 182

SUMMARY:

Includes, for purposes of existing law authorizing a Warrantless arrest, a number of additional persons among the class of persons upon whom an assault or battery is committed, including a current or former spouse or cohabitant, a person with whom the defendant is having or has had an engagement relationship, a person with whom the defendant parented a child, or any other person related by consanguinity or affinity within the 2nd degree.

STATUS:

07/20/1998 Chaptered by Secretary of State. Chapter No. 182.

SB 1480 AUTHOR: Kopp
 TITLE: Criminal Procedure
 CHAPTER: 520

SUMMARY:

Provides that if the appropriate agency fails to enter the bench warrant into the national warrant system, and the court finds that this failure prevented the surety or bail agent from surrendering the fugitive into custody, prevented the fugitive from being arrested or taken into custody, or resulted in the fugitive's subsequent release from custody, the court having jurisdiction over the bail shall, upon petition, set aside the forfeiture of the bond.

STATUS:

09/15/1998 Signed by GOVERNOR.

09/15/1998 Chaptered by Secretary of State. Chapter No. 520.

SB 1482 AUTHOR: Rosenthal
 TITLE: Adoption: Dependent Children
 CHAPTER: 355

SUMMARY:

Requires that the petition for adoption be filed in, and the hearing held in the juvenile court of, the county of the child's dependency; permits the appearance at the hearing by the petitioner, if he or she resides in another county or state, to be made by the petitioner's counsel or other court-approved representative if specified conditions are met.

STATUS:

08/24/1998 Signed by GOVERNOR.
08/24/1998 Chaptered by Secretary of State. Chapter No. 355.

SB 1485 AUTHOR: Rosenthal
 TITLE: Mentally Ill Offender Crime Reduction Grants
 CHAPTER: 501

SUMMARY:

Requires the Board of Corrections, until January 1, 2005, to administer and award mentally ill offender crime reduction grants on a competitive basis to counties that expand or establish a continuum of swift, certain, and graduated responses to reduce crime and criminal justice costs related to mentally ill offenders; requires the board, in consultation with specified State Departments, to create an evaluation design of the grant program.

STATUS:

09/15/1998 Signed by GOVERNOR.
09/15/1998 Chaptered by Secretary of State. Chapter No. 501.

SB 1491 AUTHOR: Kelley
 TITLE: Commercial Vehicle Safety Rules and Regulations
 CHAPTER: 380

SUMMARY:

Authorizes the Department of the California Highway Patrol to adopt rules and regulations relating to commercial vehicle safety inspection and out-of-service criteria adopted by organizations such as the Commercial Vehicle Safety Alliance, other intergovernmental safety group, or the United States Department of Transportation.

STATUS:

08/24/1998 Signed by GOVERNOR.
08/24/1998 Chaptered by Secretary of State. Chapter No. 380.

SB 1498 AUTHOR: Karnette
 TITLE: Public Cemetery Districts: Cremated Remains
 CHAPTER: 236

SUMMARY:
Authorizes a district to acquire, construct, improve, maintain, and repair a columbarium for the placement of cremated human remains; authorizes a district to sell burial rights in niches of a columbarium, and would require the district to establish rates for the sale of those burial rights.

STATUS:
08/04/1998 Chaptered by Secretary of State. Chapter No. 236.

SB 1539 AUTHOR: Solis
 TITLE: Controlled Substances: Iodine: Red Phosphorous
 CHAPTER: 305

SUMMARY:
Imposes a new requirement upon any manufacturer, wholesaler, retailer, or other person in this state who sells to any person or buys any quantity of specified chemical substances, including iodine and red phosphorous, violation of which is a misdemeanor, upon these persons by providing that, except as specified, no manufacturer, wholesaler, retailer, or other person shall sell to any person or buy more than 8 ounces of iodine in any 30-day period.

STATUS:
08/17/1998 Signed by GOVERNOR.
08/17/1998 Chaptered by Secretary of State. Chapter No. 305.

SB 1549 AUTHOR: Knight
 TITLE: Work Release: Weed and Rubbish Abatement
 CHAPTER: 73

SUMMARY:
Authorizes participation in a work release program consisting of the performance of weed and rubbish abatement on public and private property pursuant to specified provision, as approved by the sheriff or other official in charge of the correctional facilities.

STATUS:
06/25/1998 Signed by GOVERNOR.
06/25/1998 Chaptered by Secretary of State. Chapter No. 73.

SB 1558 AUTHOR: McPherson
 TITLE: Criminal Procedure: Dismissal
 CHAPTER: 98

SUMMARY:

Amends that provision to bring in conformity with or initiative measure which requires the court in felony cases, to set the trial date within 60 days of the defendant's arraignment in superior court by requiring the court to dismiss a criminal action when a defendant is not brought to trial in a superior court within 60 days of the defendant's arraignment in superior court.

STATUS:

07/06/1998 Chaptered by Secretary of State. Chapter No. 98.

SB 1600 AUTHOR: Committee on Budget
 TITLE: Public Safety Officers: Evidence
 CHAPTER: 759

SUMMARY:

Makes it a misdemeanor for any person to knowingly alter, tamper with, conceal, or destroy relevant evidence in any disciplinary proceeding against a public safety officer, for the purpose of harming that public safety officer.

STATUS:

09/23/1998 Chaptered by Secretary of State. Chapter No. 759.

SB 1608 AUTHOR: Ayala
 TITLE: Judgments: Criminal Restitution Orders
 CHAPTER: 201

SUMMARY:

Relates to the Enforcement of Judgements Law; provides that a restitution order in favor of a victim shall be fully enforceable as a civil judgment, as specified, and deletes the reference to a certain provision of law governing restitution fines in regard to its enforcement.

STATUS:

07/21/1998 Chaptered by Secretary of State. Chapter No. 201.

SB 1620 AUTHOR: Haynes
 TITLE: Nuisance: Shooting Ranges
 CHAPTER: 141

SUMMARY:
Clarifies the intent of the Legislature to not prohibit local public entities from being able to regulate noise levels regarding nighttime shooting, as specified.

STATUS:
07/13/1998 Chaptered by Secretary of State. Chapter No. 141.

SB 1626 AUTHOR: Hughes
 TITLE: Peace Officers: School Security Officers: Training
 CHAPTER: 745

SUMMARY:
Revises and recasts provisions to delete references to peace officer and certain obsolete provisions. Imposes specified criminal records check requirements for security guards in a K-12 school district or California community college district. Requires every school security officer in a K-12 school district or California community college district employed prior to 7/1/2000 to complete a course of training developed, as specified, by July 1, 1999.

STATUS:
09/23/1998 Chaptered by Secretary of State. Chapter No. 745.

SB 1627 AUTHOR: Hughes
 TITLE: Peace Officers: School Police Officer
 CHAPTER: 746

SUMMARY:
Requires any school police officer first employed by a K-12 school district or California Community College District after July 1, 2002, to successfully complete a prescribed course of training before exercising the powers of a peace officer, except as specified. Requires the Commission on Peace Officer Standards and Training to prepare a specialized course of training for school police officers.

STATUS:
09/23/1998 Chaptered by Secretary of State. Chapter No. 746.

SB 1632 AUTHOR: Johnson
 TITLE: Bench Warrants
 CHAPTER: 183

SUMMARY:

Provides that if the appropriate agency fails to enter a bench warrant into the national warrant system, and the court finds that this failure prevented the surety or bail agent from surrendering the fugitive into custody, prevented the fugitive from being arrested or taken into custody or resulted in the fugitive's subsequent release from custody, the court having jurisdiction over the bail shall, upon petition, set aside the forfeiture of the bond and declare all liability to be exonerated.

STATUS:

07/20/1998 Chaptered by Secretary of State. Chapter No. 183.

SB 1637 AUTHOR: Committee on Transportation
 TITLE: Transportation
 CHAPTER: 828

SUMMARY:

Amends the Passenger Charter-Party Carriers Act that requires a charter-party carrier of passengers, as defined, to operate on a prearranged basis, as defined, at airports within this state, to require charter-party carriers of passengers to operate on a prearranged basis, as defined, within this state, rather than at airports within this state; makes other related changes.

STATUS:

09/25/1998 Chaptered by Secretary of State. Chapter No. 828.

SB 1639 AUTHOR: O'Connell
 TITLE: Motor Vehicles Lands: Alcohol and Drugs
 CHAPTER: 384

SUMMARY:

Expands prohibitions against engaging in specific activities involving alcoholic beverages while on specified lands. Prohibits the possession of marijuana while driving a motor vehicle upon a highway. Prohibits the possession of marijuana while driving a motor vehicle on specified lands.

STATUS:

08/24/1998 Signed by GOVERNOR.

08/24/1998 Chaptered by Secretary of State. Chapter No. 384.

SB 1650 AUTHOR: Kelley
 TITLE: Vehicle Lien Sales
 CHAPTER: 203

SUMMARY:

Makes one of the existing lien sale procedures applicable to vehicles valued at a specified amount or less, and the other existing lien sale procedure applicable to vehicles valued at over a specified amount.

STATUS:

07/21/1998 Chaptered by Secretary of State. Chapter No. 203.

SB 1661 AUTHOR: Haynes
 TITLE: Settlement Offers: Riverside/San Bernardino
 CHAPTER: 385

SUMMARY:

Reenacts and extends until January 1, 2001 in the Counties of Riverside and San Bernardino, a party to a civil action was entitled, in the discretion of the court, to an award of attorney's fees, where the party had made a settlement offer, for services rendered after the offer was made if the offer was not accepted and the party to whom the offer was made failed to obtain a more favorable judgment, as specified.

STATUS:

08/24/1998 Signed by GOVERNOR.

08/24/1998 Chaptered by Secretary of State. Chapter No. 385.

SB 1662 AUTHOR: Ayala
 TITLE: Public Safety Officers: Procedural Bill of Rights
 CHAPTER: 263

SUMMARY:

Provides that on administrative appeal under the Public Safety Officers Procedural Bill of Rights Act shall be conducted in conformance with rules and procedures adopted by a local public agency.

STATUS:

08/06/1998 Chaptered by Secretary of State. Chapter No. 263.

SB 1667 AUTHOR: Burton
 TITLE: Privacy: Electronic Tracing Device
 CHAPTER: 449

SUMMARY:

Makes it a misdemeanor for any person or entity in this state to use an electronic tracking device, as defined, to determine the location or movement of a person. Makes an exemption from this provision in the case of a registered owner of a vehicle who has consented to the use of an electronic tracking device with respect to that vehicle. Exempts also from this provision the lawful use of an electronic tracking device by a law enforcement agency.

STATUS:

09/14/1998 Chaptered by Secretary of State. Chapter No. 449.

SB 1679 AUTHOR: Kopp
 TITLE: Crimes
 CHAPTER: 522

SUMMARY:

Relates to existing law, operative until January 1, 1999, regarding the establishment of a bad check diversion program; deletes the operative date and repeals the provision that restores existing law.

STATUS:

09/15/1998 Signed by GOVERNOR.

09/15/1998 Chaptered by Secretary of State. Chapter No. 522.

SB 1682 AUTHOR: Solis
 TITLE: Domestic Violence
 CHAPTER: 707

SUMMARY:

Relates to existing law concerning domestic violence that requires evidence of a defendant's additional domestic violence to be disclosed to the defendant at least 30 days before the scheduled date of trial. Instead requires statements of witnesses or a summary of the substance of any testimony that is expected to be offered to be disclosed in compliance with specified penal provisions relating to the disclosure of information as a part of the discovery process.

STATUS:

09/22/1998 Chaptered by Secretary of State. Chapter No. 707.

SB 1690 AUTHOR: Rainey
 TITLE: Peace officers
 CHAPTER: 760

SUMMARY:

Makes specified provisions regarding the commission of a crime against peace officers applicable to members of the San Francisco Bay Area Rapid Transit District Police Department, the University of California Police Department, and the California State University Police Departments. By expanding the scope of existing crimes with respect to these peace officers, the bill imposes a state-mandated local program.

STATUS:

09/23/1998 Chaptered by Secretary of State. Chapter No. 760.

SB 1692 AUTHOR: McPherson
 TITLE: California Specialized Training Institute
 CHAPTER: 490

SUMMARY:

Appropriates a specified amount from the General Fund to the Office of Emergency Services for allocation to the California Specialized Training Institute to implement a pilot program for "distance learning" to offer certification, recertification, or renewal classes over the Internet as an alternative to traditional onsite courses; requires the office to recover these funds and any other moneys that may be expended to develop this program by charging a fee.

STATUS:

09/14/1998 Chaptered by Secretary of State. Chapter No. 490.

SB 1696 AUTHOR: Alpert
 TITLE: Alcoholic Beverages
 CHAPTER: 565

SUMMARY:

Requires that after the completion of each minor decoy program, the law enforcement agency using the decoy notify alcohol beverage licensees of the results of the program.

STATUS:

09/18/1998 Chaptered by Secretary of State. Chapter No. 565.

SB 1700 AUTHOR: Hayden
 TITLE: Crime Prevention: Partnership Program
 CHAPTER: 842

SUMMARY:

Specifies that all state and local juvenile detention facilities, including, but not limited to, facilities, juvenile halls, youth ranches, and youth camps of the Department of the Youth Authority, shall be considered eligible to receive services through the community-based organizations or agencies operating programs under the California Gang, Crime, and Violence Prevention Partnership Program.

STATUS:

09/25/1998 Chaptered by Secretary of State. Chapter No. 842.

SB 1707 AUTHOR: Rainey
 TITLE: Safekeeping of Property
 CHAPTER: 540

SUMMARY:

Requires, when a public agency obtains possession of personal property from a person for temporary safekeeping, the public agency to take responsibility for the storage, documentation, and disposition of the property and to provide the person from whom the property was taken with a receipt and instructions for the retrieval of the property.

STATUS:

09/17/1998 Chaptered by Secretary of State. Chapter No. 540.

SB 1715 AUTHOR: Calderon
 TITLE: Elder and Dependent Adult Abuse
 CHAPTER: 935

SUMMARY:

Makes false imprisonment punishable by imprisonment in the state prison for 2, 3, or 4 years, where that offense is committed upon an elder or dependent adult by the use of force, menace, fraud, or deceit. Deems a person to predecease an elder or dependent adult who was victimized by that person, barring that person from receiving any property, damages, or costs from the estate of the deceased elder or dependent adult under specified conditions.

STATUS:

09/28/1998 Signed by GOVERNOR.

09/28/1998 Chaptered by Secretary of State. Chapter No. 935.

SB 1728 AUTHOR: Thompson M
 TITLE: Prisoners Testimony
 CHAPTER: 122

SUMMARY:

Provides that a court may, upon submission of a written request, order incarcerated witnesses to testify via two-way audiovisual communication in connection with specified legal proceedings. Provides that with reference to testimony at a criminal trial, this procedure would only be available with the consent of both parties, and, in consultation with the defendant's counsel, upon rescindable waiver of his or her 65th Amendment right to compel the physical presence of the witness.

STATUS:

07/10/1998 Chaptered by Secretary of State. Chapter No. 122.

SB 1729 AUTHOR: Thompson M
 TITLE: School Safety
 CHAPTER: 284

SUMMARY:

Requires the University of California Regents, the California State University Trustees and the California Community Colleges to enter into a written agreement with local law enforcement agencies relating to Part 1 violent crimes that designates which law enforcement agency has operational responsibility for the investigation of Part 1 violent crimes and delineates the specific geographical boundaries of each agency's operational responsibility.

STATUS:

08/11/1998 Signed by GOVERNOR.

08/11/1998 Chaptered by Secretary of State. Chapter No. 284.

SB 1734 AUTHOR: Johnston
 TITLE: High-tech Crimes
 CHAPTER: 555

SUMMARY:

Relates to existing law which provides for the forfeiture of certain electronic equipment upon a judicial finding that this equipment was used in the commission of specified crimes; clarifies that these provisions also apply to "illegal telecommunications equipment" by correcting an erroneous cross-reference.

STATUS:

09/18/1998 Chaptered by Secretary of State. Chapter No. 555.

SB 1753 AUTHOR: Schiff
 TITLE: Public Retirement System Governing Boards
 CHAPTER: 923

SUMMARY:

Prohibits any matter involving any vendor or contractor from being considered during a closed session on any transaction involving the retirement system unless, prior to the closed session, a written disclosure has been submitted of any campaign contributions aggregating \$250 or more and any gifts aggregating \$50 that the vendor or contractor has made during the preceding calendar year to any board member or officer or employee of the system.

STATUS:

09/28/1998 Signed by GOVERNOR.
09/28/1998 Chaptered by Secretary of State. Chapter No. 923.

SB 1756 AUTHOR: Lockyer
 TITLE: School programs
 CHAPTER: 320

SUMMARY:

Establishes the After School Learning and Safe Neighborhoods Partnerships Program to create incentives for establishing after school enrichment programs for pupils in kindergarten and grades 1 to 9, inclusive, at participating schoolsites; authorizes a local education agency or agencies to apply to establish a program, requires the State Department of Education to select participants from among the applicants.

STATUS:

08/19/1998 Signed by GOVERNOR. Line Item Veto.
08/19/1998 Chaptered by Secretary of State. Chapter No. 320.

SB 1759 AUTHOR: Ayala
 TITLE: Liens and Encumbrances
 CHAPTER: 779

SUMMARY:

Prohibits a person from filing a lawsuit or recording or filing a lien or other encumbrance, against a public officer or employee, knowing it is false, with the intent to harass the officer or employee or influence or hinder the public officer or employee in discharging his or her official duties; makes a clarifying change to specify that an encumbrance includes, but is not limited to, a notice of lis pendens.

STATUS:

09/23/1998 Chaptered by Secretary of State. Chapter No. 779.

SB 1768 AUTHOR: Kopp
 TITLE: Criminal Restitution: Financial Disclosure
 CHAPTER: 587

SUMMARY:
Requires the defendant, in any case in which a restitution order may be entered, to prepare and file a disclosure identifying all assets owned or controlled by the defendant as of the date on which the defendant was arrested, as well as other information relating to the defendant's financial resources. This financial disclosure would be available to the victim.

STATUS:
09/18/1998 Chaptered by Secretary of State. Chapter No. 587.

SB 1789 AUTHOR: Peace
 TITLE: County Employee Retirement Systems: Benefits
 CHAPTER: 129

SUMMARY:
Excludes salary bonuses or other specified compensation incentive payments received by any members who are in positions identified as executive or unclassified management from all retirement benefit calculations.

STATUS:
07/10/1998 Chaptered by Secretary of State. Chapter No. 129.

SB 1794 AUTHOR: Schiff
 TITLE: Sentencing
 CHAPTER: 395

SUMMARY:
Adds provisions, for reference purposes, listing and categorizing all sentence enhancements by schedules based on the length of the term of imprisonment imposed by each sentence enhancement.

STATUS:
08/24/1998 Signed by GOVERNOR.
08/24/1998 Chaptered by Secretary of State. Chapter No. 395.

SB 1796 AUTHOR: Leslie
 TITLE: Stalking: Cyberstalking
 CHAPTER: 825

SUMMARY:

Relates to existing law which prohibits willful, malicious, and repeated following or harassing of another. Expands the definition of "credible threat" to include threats made by means of an electronic communications device, and incorporates that definition in a specified provision of federal law. Clarifies provision applying to threatening statements made verbally, in writing, or electronically, whether via the Internet or by other means of electronic communication.

STATUS:

09/25/1998 Chaptered by Secretary of State. Chapter No. 825.

SB 1813 AUTHOR: Kopp
 TITLE: Trial by Declaration: Judicial Council
 CHAPTER: 265

SUMMARY:

Relates to existing law which requires the courts, by rule, to provide that a defendant may elect to have a trial by written declaration upon any alleged infraction involving a violation of the Vehicle Code or any local ordinance, except as specified; authorizes the Judicial Council to adopt rules and forms of governing trials by declaration; requires that any rule or form adopted by the council supersede any local rule of a court.

STATUS:

08/06/1998 Chaptered by Secretary of State. Chapter No. 265.

SB 1827 AUTHOR: Monteith
 TITLE: Medical Testing Of Prisoners
 CHAPTER: 843

SUMMARY:

Provides that a chief medical officer of a state prison may order an inmate to receive an examination or test for hepatitis or tuberculosis or both hepatitis and tuberculosis. Requires that any person performing tests, transmitting test results, or disclosing information pursuant to this section be immune from civil liability.

STATUS:

09/25/1998 Chaptered by Secretary of State. Chapter No. 843.

SB 1844 AUTHOR: Thompson M
 TITLE: Police Officer Training
 CHAPTER: 207

SUMMARY:

Requires the Commission on Peace Officer Standards Training to implement on or before January 1, 1999, a course or courses of instruction for the training of law enforcement officers in the handling of acts of civil disobedience; adopts guidelines establishing standard procedures that may be followed by police agencies in responding to acts of civil disobedience.

STATUS:

07/21/1998 Chaptered by Secretary of State. Chapter No. 207.

SB 1850 AUTHOR: Schiff
 TITLE: Criminal Procedure: Appeals by the People
 CHAPTER: 208

SUMMARY:

Revises certain provisions of existing law regarding appeals from judgements or orders of inferior courts with respect to felonies, misdemeanors, or infractions, by making technical or clarifying changes.

STATUS:

07/21/1998 Chaptered by Secretary of State. Chapter No. 208.

SB 1855 AUTHOR: Thompson M
 TITLE: State-mandated local programs: payment of claims
 CHAPTER: 780

SUMMARY:

Appropriates a specified amount from the General Fund to the Controller; from these funds, a specified amount would be allocated for the payment of claims by local agencies and school districts for reimbursement for state-mandated local costs, a specified amount would be allocated to pay for deficiencies, and a specified amount would be allocated from the Tax Relief and Refund Account for payment of a specified claim, in accordance with a specified schedule.

STATUS:

09/23/1998 Chaptered by Secretary of State. Chapter No. 780.

SB 1862 AUTHOR: Dills
 TITLE: Keeper Fees
 CHAPTER: 160

SUMMARY:

Relates to the keeping and caring for property under a writ of attachment, execution, possession, or sale. Raises keeper fees by a specified sum and also provides a specified amount per diem compensation for meals and mileage traveled.

STATUS:

07/17/1998 Signed by GOVERNOR.

07/17/1998 Chaptered by Secretary of State. Chapter No. 160.

SB 1878 AUTHOR: Kopp
 TITLE: Murder: Special Circumstances
 CHAPTER: 629

SUMMARY:

Redefines lying in wait to instead provide that a defendant who intentionally kills a victim by means of lying in wait is subject to death or confinement in the state prison for a term of life without the possibility of parole. Provides that a defendant who is shown to have committed the elements of kidnapping or arson in connection with a murder, is subject to these provisions, if there is specific intent to kill.

STATUS:

09/21/1998 Chaptered by Secretary of State. Chapter No. 629.

SB 1880 AUTHOR: Committee on Public Safety
 TITLE: Various Criminal Law Provisions
 CHAPTER: 606

SUMMARY:

Authorizes the sheriff in counties having a population of 100,000 or less to assign a custodial officer a court bailiff on an interim basis, and, when under the direction the sheriff, a custodial officer assigned as a court bailiff may carry or possess firearms; provides that during a state of emergency, a custodial officer may be assigned limited law enforcement responsibilities under the supervision of a peace officer, including the powers of arrest.

STATUS:

09/21/1998 Chaptered by Secretary of State. Chapter No. 606.

SB 1890 AUTHOR: Hurtt
 TITLE: Driving or Operating Under The Influence
 CHAPTER: 740

SUMMARY:

Deletes the requirement that a person who is lawfully arrested for driving a vehicle, or operating a water-related vessel or aircraft while under the influence of an alcoholic beverage be offered the chance to submit to a urine test. Allows for the urine test under specified circumstances.

STATUS:

09/23/1998 Chaptered by Secretary of State. Chapter No. 740.

SB 1900 AUTHOR: Schiff
 TITLE: Sentencing
 CHAPTER: 926

SUMMARY:

Includes, for purposes of the existing law, the full term prescribed for any enhancements imposed pursuant to any provision for being armed with or using a deadly or dangerous weapon, or for inflicting great bodily injury.

STATUS:

09/28/1998 Signed by GOVERNOR.

09/28/1998 Chaptered by Secretary of State. Chapter No. 926.

SB 1927 AUTHOR: Schiff
 TITLE: Criminal Procedure: Discovery
 CHAPTER: 630

SUMMARY:

Prohibits the prosecuting attorney, attorney for the defendant, or investigator for either the prosecution or the defendant from interviewing, questioning or speaking to a victim or witness whose name has been disclosed by the defendant pursuant to existing law clearly identifying himself or herself and identifying the full name of the agency by who he or she is employed, and identifying whether he or she represents to prosecution or the defendant.

STATUS:

09/21/1998 Chaptered by Secretary of State. Chapter No. 630.

SB 1936 AUTHOR: Johnston
 TITLE: Law Enforcement: Public Library Services
 CHAPTER: 308

SUMMARY:

Specifies that the governing board of the Altamont Commuter Express Authority, a joint powers agency, may contract with designated persons to act as its agents in the enforcement of specified provisions of law relating to the operation of a public transportation system; states findings and declarations of the Legislature that a special law is necessary and that a general law cannot be made applicable.

STATUS:

08/17/1998 Signed by GOVERNOR.
08/17/1998 Chaptered by Secretary of State. Chapter No. 308.

SB 1939 AUTHOR: Alpert
 TITLE: Commencement of Actions: Domestic Violence
 CHAPTER: 123

SUMMARY:

Revises existing law by providing that commencement of an action for recovery of damages suffered as a result of domestic violence shall be either within 3 years from the date of the last act of domestic violence by the defendant against the plaintiff or within 3 years of the date the plaintiff discovers or reasonably should have discovered that an injury or illness resulted from an act of domestic violence, whichever occurs last.

STATUS:

07/10/1998 Chaptered by Secretary of State. Chapter No. 123.

SB 1947 AUTHOR: Lockyer
 TITLE: Court Requirements
 CHAPTER: 714

SUMMARY:

Requires the Judicial Council to adopt a Rule of Court requiring every trial court to adopt by January 2000, a one trial or one day jury service requirement, as specified, except in those counties which can demonstrate good cause why such a requirement is impractical.

STATUS:

09/22/1998 Chaptered by Secretary of State. Chapter No. 714.

SB 1964 AUTHOR: Costa
 TITLE: Vehicles: Radar Jamming Devices
 CHAPTER: 493

SUMMARY:

Prohibits any vehicle from being equipped with any device that is designed for, or is capable of, jamming, scrambling, neutralizing, or otherwise interfering with radar, laser, or any other electronic device used by a law enforcement agency to measure the speed of moving objects. Prohibits any person from using, buying, possessing, manufacturing, selling, or otherwise distributing any device that is designed for interfering with radar.

STATUS:

09/14/1998 Chaptered by Secretary of State. Chapter No. 493.

SB 1970 AUTHOR: Schiff
 TITLE: Arrest Warrants: Electronic Mail
 CHAPTER: 692

SUMMARY:

Authorizes the magistrate to take a written declaration in support of the warrant of probable cause for an arrest via electronic mail under specified conditions. Authorizes the magistrate to take the oral statement of the person seeking the warrant or any witness that he or she produces, by using the telephone and electronic mail, as specified.

STATUS:

09/22/1998 Chaptered by Secretary of State. Chapter No. 692.

SB 1976 AUTHOR: Mountjoy
 TITLE: Sexually Violent Predators
 CHAPTER: 961

SUMMARY:

Requires the medical director or person in charge of the facility to promptly notify either the Department of Corrections Sexually Violent Predator Parole Coordinator or local law enforcement officials, with respect to a person committed to a mental health facility as a sexually violent predator, upon the escape. Increases the duties of local officials.

STATUS:

09/29/1998 Chaptered by Secretary of State. Chapter No. 961.

SB 1989 AUTHOR: Polanco
 TITLE: Real Property Disclosure: Registered Sex Offenders
 CHAPTER: 645

SUMMARY:

Requires written leases and rental agreements for residential real property and contracts for sale of residential real property entered into on or after July 1, 1999, to contain a specified notice regarding the data base maintained by law enforcement authorities, as specified with the locations of registered sex offenders.

STATUS:

09/21/1998 Chaptered by Secretary of State. Chapter No. 645.

SB 1991 AUTHOR: O'Connell
 TITLE: Animal Cruelty: Probation
 CHAPTER: 450

SUMMARY:

Relates to existing law that punishes by imprisonment or a fine every person who maliciously and intentionally maims, tortures or kills an animal. Requires the court to order a defendant who is convicted under this provision and placed on probation be evaluated to determine the need for psychiatric or psychological counseling. Requires the court, if it determines that counseling would be beneficial to the defendant, to order that the defendant receive counseling.

STATUS:

09/14/1998 Chaptered by Secretary of State. Chapter No. 450.

SB 2015 AUTHOR: Wright C
 TITLE: Substance Abuse
 CHAPTER: 389

SUMMARY:

Requires the State Department of Alcohol and Drug Programs, in collaboration with the County Alcohol and Drug Program Administrators' Association of California, to submit a report to the Legislature, by July 1, 1999, that will identify the key policy program and financial issues involved in a decision as to whether to adopt the Medicaid rehabilitation option under the Medi-Cal Drug Treatment Program.

STATUS:

08/24/1998 Signed by GOVERNOR.

08/24/1998 Chaptered by Secretary of State. Chapter No. 389.

SB 2017 AUTHOR: Schiff
 TITLE: Juvenile Court Dependents And Wards: Orders
 CHAPTER: 390

SUMMARY:
Permits the court, after a petition has been filed to declare a child a ward of the court, to issue ex parte orders enjoining any parent or other specified persons from molesting, attacking, sexually assaulting or battering the child or enjoining the child from contacting, threatening, stalking or disturbing the peace of another person, as specified.

STATUS:
08/24/1998 Signed by GOVERNOR.
08/24/1998 Chaptered by Secretary of State. Chapter No. 390.

SB 2021 AUTHOR: Schiff
 TITLE: Victims of crime: restitution
 CHAPTER: 451

SUMMARY:
Requires that, when the state has an interest, the State Board of Control shall be given notice and opportunity to perfect and satisfy the lien before a judgment, award, or settlement is satisfied in any action or claim by a victim of a crime.

STATUS:
09/14/1998 Chaptered by Secretary of State. Chapter No. 451.

SB 2034 AUTHOR: Lockyer
 TITLE: Nuisance Of Criminal Street Gangs
 CHAPTER: 631

SUMMARY:
Relates to existing law providing that every building or place used by members of a criminal street gang for the purpose of committing specified offenses is a nuisance; authorizes the Attorney General to maintain an action for money damages on behalf of the community or neighborhood injured by such a nuisance; authorizes the Attorney General to utilize expert witnesses for this purpose.

STATUS:
09/21/1998 Chaptered by Secretary of State. Chapter No. 631.

SB 2039 AUTHOR: Lockyer
 TITLE: Gambling Control Act
 CHAPTER: 608

SUMMARY:

Deletes the provision in existing law that limits the effect of the Gambling Control Act, as specified. Makes various clarifying revisions to other provisions of the Gambling Control Act.

STATUS:

09/21/1998 Chaptered by Secretary of State. Chapter No. 608.

SB 2044 AUTHOR: Rainey
 TITLE: Private Patrol Operators
 CHAPTER: 830

SUMMARY:

Requires that employees of licensees, upon accepting employment by a private patrol operator, submit a completed registration application and the fingerprint cards, along with the appropriate registration fee, to the bureau within 3 business days; authorizes the bureau to permit applicants to submit their fingerprints into an electronic fingerprinting system administered by the Department of Justice.

STATUS:

09/25/1998 Chaptered by Secretary of State. Chapter No. 830.

SB 2055 AUTHOR: Costa
 TITLE: County Payment Rates For The Youth Authority
 CHAPTER: 632

SUMMARY:

Defines "per capita institutional cost," not to exceed a specified maximum, and requires the Department of the Youth Authority to provide counties with monthly statements of the department's per capita institutional cost.

STATUS:

09/21/1998 Chaptered by Secretary of State. Chapter No. 632.

SB 2061 AUTHOR: Rainey
 TITLE: Interpretation of Criminal Provisions
 CHAPTER: 162

SUMMARY:

Provides that whenever any offense is described in the Penal Code, the Uniform Controlled Substances Act, or the Welfare and Institutions Code, as criminal conduct and as a violation of a specified code section or a particular provision of a code section, in the case of any ambiguity or conflict in interpretation, the code section or particular provision of the code section shall take precedence over the descriptive language.

STATUS:

07/17/1998 Signed by GOVERNOR.
07/17/1998 Chaptered by Secretary of State. Chapter No. 162.

SB 2074 AUTHOR: Schiff
 TITLE: Juvenile Law: Principles: Victim's Rights
 CHAPTER: 761

SUMMARY:

Revises the purposes of the juvenile court law, which include providing care, treatment, and guidance to the juvenile offender, to reflect the goal that the guidance the minor receives should enable him or her to be a law abiding and productive member of his or her family and the community when the minor is no longer a ward of the juvenile court.

STATUS:

09/23/1998 Chaptered by Secretary of State. Chapter No. 761.

SB 2081 AUTHOR: Schiff
 TITLE: Youthful Offenders
 CHAPTER: 496

SUMMARY:

Provides that the parents or guardians of any minor within the custody of the state or the county, if they can reasonably be located, shall be notified within 24 hours by the public officer responsible for the well-being of the minor, of any defined serious injury or serious offense committed against the minor, upon reasonable substantiation that a serious injury or offense has occurred, except as specified. Imposes state-mandated local program by imposing new duties on county officials.

STATUS:

09/14/1998 Chaptered by Secretary of State. Chapter No. 496.

SB 2100 AUTHOR: Polanco
 TITLE: Grand Jury Reports
 CHAPTER: 79

SUMMARY:

Provides, as to any matter not subject to privilege, with the approval of the presiding judge of the superior court or the judge appointed by the presiding judge to supervise the grand jury, a grand jury may make available to the public part of all of the evidentiary material, findings, and other information relied upon by, or presented to, a grand jury for its final report in any civil grand jury investigation.

STATUS:

06/26/1998 Signed by GOVERNOR.
06/26/1998 Chaptered by Secretary of State. Chapter No. 79.

SB 2108 AUTHOR: Vasconcellos
 TITLE: Department of Corrections: Pre-Release Program
 CHAPTER: 502

SUMMARY:

Appropriates, by adding items to the Budget Act of 1998, \$71,520,000 to the department for capital outlay, and \$2,589,000 for support staff for planning, design, construction, and activation of 10 semiautonomous administrative segregation buildings, as specified. Provides that \$760,000 may be made available for mitigation costs of local government.

STATUS:

09/15/1998 Signed by GOVERNOR.
09/15/1998 Chaptered by Secretary of State. Chapter No. 502.

SB 2137 AUTHOR: Karnette
 TITLE: County Employee Retirement Systems
 CHAPTER: 132

SUMMARY:

Provides that the type of service retirement elected at the time of retirement is not binding upon either the beneficiary or the member if the member subsequently receives a disability retirement. Authorizes surviving spouses to receive those benefits whether or not they have been named beneficiary.

STATUS:

07/10/1998 Chaptered by Secretary of State. Chapter No. 132.

SB 2147 AUTHOR: Brulte
 TITLE: Juveniles: Detention
 CHAPTER: 694

SUMMARY:

Eliminates the authorization for the Board of Corrections to place limits on, or refuse to grant extensions to, exemptions from compliance with this regulation given to certain counties; revises the definition of a jail for these purposes; prohibits any building or complex that contains a jail from being converted or used as a secure facility for minors unless specified criteria are met.

STATUS:

09/22/1998 Chaptered by Secretary of State. Chapter No. 694.

SB 2154 AUTHOR: Schiff
 TITLE: Public Officials: Harassment: Records
 CHAPTER: 211

SUMMARY:

Prohibits a person from filing or recording a lawsuit, lien, or other encumbrance against a public officer or employee, knowing it is false, with the intent to harass the officer or employee or to influence or hinder the public officer or employee in discharging his or her official duties; specifies that this provision applies only to specified actions that arise in the course or scope of the public officer's or employee's duties.

STATUS:

07/21/1998 Chaptered by Secretary of State. Chapter No. 211.

SB 2187 AUTHOR: Schiff
 TITLE: Youthful Offenders: Continued Treatment
 CHAPTER: 267

SUMMARY:

Provides that upon review of a petition by the prosecuting attorney to order the Department of the Youth Authority to continue treatment of a person who is otherwise eligible for discharge from the control of the department, the court shall order a hearing to determine if probable cause exists to believe that discharge of the person would be dangerous to the public; requires a jury trial or a court trial to determine if the person is physically dangerous.

STATUS:

08/06/1998 Chaptered by Secretary of State. Chapter No. 267.

SB 2199 AUTHOR: Lockyer
 TITLE: Elder and Dependent Adult Abuse
 CHAPTER: 946

SUMMARY:

Broadens and redefines "abuse," "adult protective services," "neglect," and "care custodian" for purposes of the Elder Abuse and Dependent Adult Civil Protection Act; changes references from "fiduciary abuse" to "financial abuse,"; revises provisions relating to the reporting of abuse by an adult protective services agency to a local law enforcement agency or the long-term care ombudsman program.

STATUS:

09/29/1998 Chaptered by Secretary of State. Chapter No. 946.

SB 2202 AUTHOR: Haynes
 TITLE: Victims of Crime: Emergency Awards
 CHAPTER: 557

SUMMARY:

Authorizes the State Board of Control to make an emergency Award of up to a specified amount if the victim of a specified crime dies as a result of the crime and any individual, without anticipation of personal gain, incurs the funeral and burial expense. Makes conforming changes in the procedures to be followed in regard to the emergency award and requires the submission of additional qualifying awards.

STATUS:

09/18/1998 Chaptered by Secretary of State. Chapter No. 557.

SB 2215 AUTHOR: Lockyer
 TITLE: Public Safety Officers Procedural Bill Of Rights
 CHAPTER: 786

SUMMARY:

Prohibits a punitive action or denial of probation on grounds other than merit with respect to a public safety officer who has successfully completed probation without providing the public safety officer with an opportunity for administrative appeal; prohibits a public agency or appointing authority from removing a chief of police without providing that official with written notice and the reason or reasons therefor for administrative appeal.

STATUS:

09/23/1998 Chaptered by Secretary of State. Chapter No. 786.

SCR 63 AUTHOR: Solis
 TITLE: Domestic Violence Awareness Month
 CHAPTER: 119

SUMMARY:
 Proclaims the month of October 1998 as Domestic Violence Awareness Month.

STATUS:
 08/14/1998 Enrolled. *****To Secretary of State.
 08/14/1998 Chaptered by Secretary of State. Resolution
 Chapter No. 119.

SCR 67 AUTHOR: Polanco
 TITLE: Joint Legislative Committee on Prison Construction
 CHAPTER: 101

SUMMARY:
 Reestablishes the Joint Legislative Committee on Prison Construction and Operations to assume primary responsibility for providing legislative scrutiny over prison construction and operations, including investigation of inmate population management issues.

STATUS:
 07/22/1998 Enrolled. *****To Secretary of State.
 07/22/1998 Chaptered by Secretary of State. Resolution
 Chapter No. 101.

SCR 78 AUTHOR: Rainey
 TITLE: High-occupancy Vehicle Lanes: Study
 CHAPTER: 87

SUMMARY:
 Requests the Department of Transportation, the Metropolitan Transportation Commission, and the Department of the California Highway Patrol to jointly conduct a study of a specified demonstration project involving a new high-occupancy vehicle lane on Interstate 80 and requires the Department of Transportation to make available to the public copies of the completed study.

STATUS:
 07/08/1998 Enrolled. *****To Secretary of State.
 07/08/1998 Chaptered by Secretary of State. Resolution
 Chapter No. 87.

SCR 80 AUTHOR: Monteith
 TITLE: CHP Officer Alfred R. Turner Memorial Highway
 CHAPTER: 97

SUMMARY:

Designates the 11.3-mile stretch of Interstate Highway Route 5 between State Highway Route 152 and State Highway Route 165 the CHP Officer Alfred R. Turner Memorial Highway. Requests the Department of Transportation to determine the cost of appropriate plaques and markers showing the special designation and, upon receiving donations from nonstate sources covering that cost, to erect those plaques and markers.

STATUS:

07/14/1998 Enrolled. *****To Secretary of State.
07/14/1998 Chaptered by Secretary of State. Resolution
 Chapter No. 97.